

JOURNAL OF THE FLORIDA SENATE

Thursday, April 22, 1971

The Senate was called to order by the President at 8:30 a.m. for the purpose of conducting the order of business of Introduction and reference of Resolutions, Memorials, Bills and Joint Resolutions, pursuant to Rule 4.3.

INTRODUCTION

By Senator Horne—

SB 864—A bill to be entitled An act relating to electronic data processing management; amending section 23.028, Florida statutes, to provide dollar limits on acquisition of electronic equipment; providing an effective date.

Was read the first time by title and referred to the Committee on Governmental Efficiency.

By Senator Poston—

SB 865—A bill to be entitled An act relating to eminent domain, attorneys' fees; creating §73.092, Florida Statutes, prescribing a formula for determining a median amount; establishing criteria for adjusting such amount; providing an effective date.

Was read the first time by title and referred to the Committee on Judiciary—Civil B.

By Senator Myers—

SB 866—A bill to be entitled An act relating to vocational rehabilitation; amending Sections 413.20, 413.21, 413.22, 413.27 (1) and (2), and 413.37, Florida Statutes, to redefine terms and clarify programs of vocational rehabilitation; amending and renumbering Section 413.011 as Section 413.50, Florida Statutes, redefining the bureau of blind services; renumbering Sections 413.021, 413.031, 413.041, and 413.051 as Sections 413.51, 413.52, 413.53, and 413.54, Florida Statutes, relating to services of and for the blind; amending and renumbering Section 413.061 as Section 413.55, Florida Statutes, relating to solicitation of funds for the blind; renumbering Sections 413.062 and 413.063 as Sections 413.56 and 413.57, Florida Statutes; amending and renumbering Sections 413.064, 413.065, 413.066, 413.067, and 413.068 as Sections 413.58, 413.59, 413.60, 413.61, and 413.62, Florida Statutes, relating to the blind, to reflect changes in section numbering; renumbering Sections 413.07 and 413.08 as Sections 413.63 and 413.64, Florida Statutes, relating to traffic regulations and "dog guides" to assist the blind; renumbering Sections 391.01, 391.02, 391.03, and 391.05 as Sections 413.70, 413.71, 413.72, and 413.73, Florida Statutes, relating to the crippled children's program and the crippled children's council, renumbering Section 391.07 as Section 413.74, Florida Statutes, relating to indigent crippled children; amending and renumbering Section 391.08 as Section 413.75, Florida Statutes, relating to surveys and diagnostic clinics for crippled children; repealing Sections 391.04, 391.06, 391.09, 391.10, 413.012, 413.013, 413.069, and 413.45, Florida Statutes, relating to crippled children's and blind services programs; providing an effective date.

Was read the first time by title and referred to the Committee on Health, Welfare and Institutions.

By Senator Scarborough—

SB 867—A bill to be entitled An act for the relief of James A. Bartley; providing an appropriation to compensate him for damages sustained as a result of the willful and malicious acts of a former constable of Duval County; providing an effective date.

Was read the first time by title and referred to the Committees on Personnel, Retirement and Claims and Ways and Means.

By Senators Saunders, Gunter, Broxson, Trask, Williams, Fincher, Sayler and Horne—

SB 868—A bill to be entitled An act relating to the Florida board of regents; providing for complete year-round operation of institutions of higher learning in the state university system; providing an effective date.

Was read the first time by title and referred to the Committee on Universities and Community Colleges.

By Senator Broxson—

SB 869—A bill to be entitled An act amending Chapter 336, Part III, Florida Statutes, by adding Section 336.61; providing an alternative method of establishing special road and bridge districts, providing for the election of district commissioners, setting forth the duties and powers of said commissioners, including the levying and assessing of taxes and issuing bonds for the construction and maintenance of district roads and bridges; allowing for the districts to join with other districts; making sections 336.36, 336.45, 336.48, 336.49, 336.50, 336.51, 336.52, 336.53, 336.55, and 336.58 applicable to special road and bridge districts; providing an effective date.

Was read the first time by title and referred to the Committee on Transportation.

By Senators Karl and Deeb—

SB 870—A bill to be entitled An act relating to public health; amending §381.011, Florida Statutes, to provide for the appointment of an osteopathic physician to the advisory council to the division of health of the department of health and rehabilitative services; providing an effective date.

Was read the first time by title and referred to the Committee on Health, Welfare and Institutions.

By Senators Ware and Deeb—

SB 871—A bill to be entitled An act to provide for issuance of a special vendor's license to Saint Leo College Incorporated, a corporation not for profit, located in Saint Leo, Pasco County, Florida, for the sale of alcoholic beverages, other laws to the contrary notwithstanding; providing for certain limitations affecting transfer and service; providing for an annual license tax; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 871.

Was read the first time by title and referred to the Committee on Rules, Calendar, Privileged Business and Ethics.

By Senators Karl, Poston, Gunter, Trask, Bishop, Plante, Fincher, Lane, Daniel, Boyd, Johnson (29th), Ducker and Hollahan—

SB 872—A bill to be entitled An act relating to tax on sales, use and other transactions; amending Chapter 212, Florida Statutes, by adding section 212.23; providing for the levy, rate and payment of a privilege tax called a resort tax on persons exercising the privilege of engaging in the business of renting, leasing or letting certain living quarters, sleeping or house-keeping accommodations, including those in trailers and mobile homes; providing procedure and authority for counties, and municipalities to levy and implement the resort tax by ordinance; providing for the charging of said tax to designated persons, including those paying said rental; providing for collection of said tax by the Department of Revenue and the deposit of said tax into a trust fund in the state treasury; imposing certain duties imposed by Chapter 212, Florida Statutes, upon persons charging said rental; providing for the keeping of collection records by the Department of Revenue; providing for distribution of the tax funds collected, less a service charge, by warrants drawn by the comptroller, to the municipalities and counties due same in the amounts due same; providing definitions, exemptions, prohibitions, enforcement methods, including liens on property of lessees, and penalties; providing that the resort tax is in addition to all other taxes, fees and charges; providing legislative findings and intent as to reasonableness and justness of classifications; providing for disposition by county and municipality of funds derived from the resort tax, including expenditure for enumerated county or municipal uses; providing broad powers to counties and municipalities to contract with and cooperate with various other governmental units, including authorities, and private persons, or combinations thereof, including the power to turn over tax revenues to an authority for its administration and use; providing power

to pledge tax revenues as security for and payment of revenue bonds of the counties or municipalities or an authority or combination thereof; providing that in the event this act or a portion thereof is held unconstitutional, the pledge of tax revenues as security for and payment of revenue bonds shall not be affected; providing for location of projects and expenditures of revenues; providing for the imposition of the tax by special taxing districts; providing for a referendum; providing for relationship to other law, including Chapter 212, sections 215.20, 215.22, 713.68, and 713.69, Florida Statutes and Chapter 67-930, Laws of Florida, and including a severability clause; and providing an effective date.

Was read the first time by title and referred to the Committee on Ways and Means.

By Senators Brantley, Pope, Arnold, Beaufort and Scarborough—

SB 873—A bill to be entitled An act relating to Jewell F. Haddock; providing that the division of personnel and retirement shall credit the late Judge Page Haddock with additional service credit; providing that the surviving spouse benefits shall be paid to Mrs. Jewell F. Haddock; providing an effective date.

Was read the first time by title and referred to the Committees on Personnel, Retirement and Claims and Ways and Means.

By Senators Beaufort, Gunter, Trask and Williams—

SB 874—A bill to be entitled An act relating to the public employment of the handicapped; adding a new section to chapter 413, Florida Statutes; declaring that the employment of the blind and otherwise physically disabled persons shall be the policy of the state; providing an effective date.

Was read the first time by title and referred to the Committee on Governmental Efficiency.

By Senator Weissenborn—

SB 875—A bill to be entitled An act relating to the attorney general; amending section 16.01, Florida Statutes, prescribing officials to whom official legal opinions shall be given and the effect of such opinions; prescribing officers to whom advisory legal opinions may be given; providing an effective date.

Was read the first time by title and referred to the Committee on Governmental Efficiency.

By Senator Barrow—

SB 876—A bill to be entitled An act to permit trust companies, banks and other financial institutions to close and to suspend all or part of their business on account of actual or threatened emergencies and at other special times; amending chapter 659, Florida Statutes, by adding section 659.272; repealing sections 656.30, 656.31, 659.27(2), and 659.271(4), Florida Statutes; and providing an effective date.

Was read the first time by title and referred to the Committee on Commerce.

By Senator Hollahan—

SB 877—A bill to be entitled An act relating to liability of innkeeper for property of guests and tenants; amending Section 509.111, Florida Statutes; providing an effective date.

Was read the first time by title and referred to the Committee on Commerce.

By Senator Hollahan—

SB 878—A bill to be entitled An act relating to cosmetology; adding paragraph (d) to §477.081(2), Florida Statutes, relating to an alternative method of enrolling in the student instructor training program; amending §477.081(3), Florida Statutes, relating to the number of hours to be required for completion of the student instructor training program; providing an effective date.

Was read the first time by title and referred to the Committee on Commerce.

By Senator Hollahan—

SB 879—A bill to be entitled An act relating to the Florida Cosmetology law; amending §477.08(1),(6)(b) and (d), Florida Statutes; providing cosmetology students need not attend accredited high schools and that the administering of the standard high school equivalency test need not be approved by the department of education; lowering the age requirement for a certificate of registration as an instructor of cosmetology; reducing the length of time a master cosmetologist must practice to qualify for a certificate of registration as an instructor of cosmetology, with an added educational requirement of attending a five hundred hour teacher training program in a state board approved school; amending §477.09(4), Florida Statutes, providing that cosmetology students need not attend accredited high schools and that the administering of the standard high school equivalency test need not be approved by the department of education; providing an effective date.

Was read the first time by title and referred to the Committee on Commerce.

By Senators Myers, Deeb, Thomas, Weissenborn, Gong, Fincher and Johnson (29th)—

SB 880—A bill to be entitled An act relating to public health; amending chapter 383, Florida Statutes, by adding section 383.141 to require the division of health of the department of health and rehabilitative services to promulgate rules and regulations to require every newborn child be tested for phenylketonuria and other metabolic diseases; providing for an intensive educational program concerning phenylketonuria and other metabolic diseases; providing for a central registry of cases; providing for treatment and consultative services; providing for waiver of the requirement under certain conditions; repealing section 383.14, Florida Statutes; providing an effective date.

Was read the first time by title and referred to the Committee on Health, Welfare and Institutions.

By Senators Gong and Johnson (34th)—

SB 881—A bill to be entitled An act relating to vacation certificates; providing definitions; requiring that vacation certificate companies be registered; providing for regulation by the department of business regulation; creating a bureau of vacation gift regulation; prescribing fees; requiring bond; providing for registration of operators; establishing procedures; creating the vacation certificate trust fund; providing for certificate contents and display; providing for revocation of registration; providing an exclusion; providing an appropriation; providing an effective date.

Was read the first time by title and referred to the Committees on Governmental Efficiency and Ways and Means.

By Senators Gong and Johnson (34th)—

SB 882—A bill to be entitled An act relating to fraudulent practices; creating §§817.561 and 817.751, Florida Statutes, authorizing the state attorney and his assistants to seek injunctions against certain fraudulent practices relating to false and misleading advertising and the sending of misleading solicitations for payment or simulated process; providing for assessment of court costs and attorney's fees against the defendant; repealing §817.46, Florida Statutes, relating to injunctions against certain fraudulent practices; providing an effective date.

Was read the first time by title and referred to the Committee on Commerce.

By Senators Gong and Johnson (34th)—

SB 883—A bill to be entitled An act relating to consumer credit paper and the obligations of assignees and creditors; adding section 520.345 to chapter 520, Florida Statutes, part II, retail installment sales act; providing an effective date.

Was read the first time by title and referred to the Committee on Commerce.

By Senators Gong and Johnson (34th)—

SB 884—A bill to be entitled An act relating to consumer protection authorizing private and class actions, punitive

damages, injunctive relief, attorney fees in consumer fraud cases; providing an effective date.

Was read the first time by title and referred to the Committee on Judiciary—Civil B.

By Senators Gong and Johnson (34th)—

SB 885—A bill to be entitled An act relating to employment agencies; adding paragraphs (j) and (k) to subsection (1) of §449.02, Florida Statutes; providing that an agency shall not make misleading statements to induce any person to seek the service of the agency with regard to a particular job, which is not as represented; providing that no agency shall refer an applicant to an employer without the employer's written request; amending §449.025, Florida Statutes; providing that no agency shall refer applicants to loan companies to insure payment of fees; require applicants to pay advance fees; or require payment of a fee for employment secured more than four (4) months after the referral; amending §449.05(5), Florida Statutes, to eliminate references to advance fees for agency service; providing an effective date.

Was read the first time by title and referred to the Committee on Commerce.

By Senator Graham—

SB 886—A bill to be entitled An act relating to elections; amending §99.012(2), Florida Statutes, as amended by chapter 70-80, Laws of Florida, exempting nonsalaried appointive officers from the necessity of resigning in order to qualify as a candidate for elective office; providing an effective date.

Was read the first time by title and referred to the Committee on Judiciary—Civil B.

By Senators Lewis (43rd) and Weissenborn—

SB 887—A bill to be entitled An act relating to the public health, creating a state minimum housing code, adopting portions of the southern housing code relating to minimum housing standards for base equipment and facilities; providing administration and enforcement by the department of community affairs; authorizing delegation of the same to other state agencies and local governments; providing for inspections, notice of violations, and actions of enforcement; providing penalties; providing an effective date.

Was read the first time by title and referred to the Committee on Commerce.

By Senator Lane—

SB 888—A bill to be entitled An act relating to Broward County, Florida; providing for findings of fact; conveying fee simple title of real property owned by the Port Everglades Authority lying east of the Intracoastal Waterway, to Broward County, for park purposes; repealing conflicting laws; providing severability; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 888.

Was read the first time by title and referred to the Committee on Rules, Calendar, Privileged Business and Ethics.

By Senator Lane—

SB 889—A bill to be entitled An act relating to Broward County Florida; creating and establishing the Broward County Transportation Authority; defining terms, providing for preparation and adoption of trafficways plan for all or part of the area of jurisdiction; providing for the composition of the governing body of the authority; providing for the employment of personnel and staff; stating cause for removal of members; providing for the use of portions of the tax revenues by the board of county commissioners of Broward County in aiding the administrative and operational expenses of the authority; providing for areas of cooperation between the authority, the board of county commissioners of Broward County and the area planning board; providing purposes and powers; providing for the Broward County transportation system and public mass transit system; providing for certification, adoption and approval of trafficways plan; providing for the issuance of bonds and remedies of bondholders; providing for effectuation of

plans through regulatory measures applicable to subdivisions and improvement of land; providing for responsibility for administration and enforcement; providing for amendment of trafficways plan; providing for lease-purchase agreements; providing that the department of transportation be appointed agent of authority for construction; providing for acquisition of lands and property; providing for cooperation with other units, boards, agencies and individuals and providing for a covenant of the state; providing for exemption from taxation by transportation authority and for eligibility for investments and security and for pledges enforceable by bondholders; providing for complete and additional authority, annual reports, audit and severability clause; providing for conflict of jurisdiction; repealing Chapters 69-907 and 70-614, Laws of Florida; and providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 889.

Was read the first time by title and referred to the Committee on Rules, Calendar, Privileged Business and Ethics.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Jerry Thomas
President of the Senate

April 20, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By the Committee on Natural Resources—

CS for HB 229—A bill to be entitled An act relating to the department of natural resources; making the import, sale, or release of certain exotic salt water species illegal without a permit; providing penalties; providing for issuance of permits, establishment of fees and disposition of such fees; providing an effective date.

By the Committee on Transportation—

HB 1010—A bill to be entitled An act relating to the department of transportation; amending §335.13(2), Florida Statutes, by increasing the value of advertising signs subject to immediate removal from one hundred dollars to five hundred dollars; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

CS for HB 229, contained in the above message, was read the first time by title and referred to the Committee on Judiciary—Criminal.

HB 1010, contained in the above message, was read the first time by title and referred to the Committee on Transportation.

The Honorable Jerry Thomas
President of the Senate

April 20, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By Representative Tyrrell—

HB 187—A bill to be entitled An act relating to gasoline and oil inspection; amending section 525.07, Florida Statutes, to make it unlawful to break, cut, or remove the inspector's seal placed on gasoline or kerosene measuring containers; providing effective date.

By Representative Tyrrell—

HB 188—A bill to be entitled An act relating to brake fluid; amending Section 526.53 (2), Florida Statutes, providing for impounding unregistered brake fluid; providing effective date.

By Representative Tyrrell—

HB 189—A bill to be entitled An act relating to gasoline and oil inspection; amending chapter 525, Florida Statutes, to provide injunction against violations of law and rules; providing effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

House Bills 187, 188 and 189, contained in the above message, were read the first time by title and referred to the Committee on Commerce.

The Honorable Jerry Thomas
President of the Senate

April 20, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By Representative Gallen—

HB 175—A bill to be entitled An act relating to circuit courts; amending §26.13(1), Florida Statutes, to provide that the number of judges for the twelfth judicial circuit shall be based on population as determined by the latest official census; providing an effective date.

By Representative Baker—

HB 179—A bill to be entitled An act relating to juvenile courts; amending §39.01(12)(b), Florida Statutes, to require adjudication of delinquency rather than allegation of same; providing an effective date.

By Representatives Melvin and Mixson—

HB 170—A bill to be entitled An act relating to sea oats and sea grapes; amending section 370.041(2), Florida Statutes, making it unlawful for any purpose to remove or eradicate sea oats or sea grapes from public land or private land without the consent of the owner of such land; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 175, contained in the above message, was read the first time by title and referred to the Committee on Judiciary—Civil A.

HB 179, contained in the above message, was read the first time by title and referred to the Committee on Judiciary—Civil B.

HB 170, contained in the above message, was read the first time by title and referred to the Committee on Natural Resources and Conservation.

The Honorable Jerry Thomas
President of the Senate

April 20, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By the Committee on Judiciary and Representative Gallen and others—

HB 822—A bill to be entitled An act relating to probate procedure; creating §733.225, Florida Statutes; specifying that court orders are not required for sales made pursuant to a general power to sell contained in a will and that the sales need not be justified by any necessity; validating sales heretofore

made under a general power of sale contained in a will; providing an effective date.

By the Committee on Judiciary and Representative Gallen and others—

HB 823—A bill to be entitled An act relating to partnerships; defining partnership property; describing how partnership property may be acquired and conveyed or encumbered; validating conveyances to a partnership in its name heretofore recorded; providing an effective date.

By the Committee on Judiciary and Representative Gallen and others—

HB 826—A bill to be entitled An act relating to proceedings in courts that have been abolished; creating §26.56, Florida Statutes; providing residual jurisdiction in the circuit court if transfer of the proceeding in an abolished court is not otherwise provided for; providing for procedure in the circuit court; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

House Bills 822, 823 and 826, contained in the above message, were read the first time by title and referred to the Committee on Judiciary—Civil B.

The Honorable Jerry Thomas
President of the Senate

April 20, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed as amended—

By Representative Dixon—

HB 439—A bill to be entitled An act relating to salt water fish; amending §370.11(2)(a), Florida Statutes, as amended by chapter 70-96, Laws of Florida, regulating the length of pompano, redfish and striped bass that may be taken, sold or possessed; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 439, contained in the above message, was read the first time by title and referred to the Committee on Natural Resources and Conservation.

The Honorable Jerry Thomas
President of the Senate

April 20, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed as amended—

By Representative Renick and others—

HB 364—A bill to be entitled An act relating to salt water fisheries and conservation; amending §370.12(3), Florida Statutes; providing for application for permits for capture and maintenance of mammalian dolphins (porpoises) and for shipment within or outside of Florida; providing penalties; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 364, contained in the above message, was read the first time by title and referred to the Committees on Natural Resources and Conservation and Judiciary—Criminal.

The Honorable Jerry Thomas
President of the Senate

April 20, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed as amended—

By the Committee on Judiciary and Representatives Sackett and David Clark—

HB 805—A bill to be entitled An act relating to anatomical gifts; amending section 736.25(2), Florida Statutes, which was created by section 6, chapter 69-88, Laws of Florida; authorizing a uniform donor card, providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 805, contained in the above message, was read the first time by title and referred to the Committee on Health, Welfare and Institutions.

The Honorable Jerry Thomas
President of the Senate

April 20, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By the Committee on Agriculture & Citrus—

HB 799—A bill to be entitled An act relating to citrus; amending section 601.02, Florida Statutes, by adding a new unnumbered paragraph at the conclusion of said section; enacting a savings or severability clause applicable to chapter 601, Florida Statutes; providing for an effective date.

By the Committee on Agriculture & Citrus—

HB 801—An bill to be entitled An act relating to citrus; amending section 601.10(6), Florida Statutes, by authorizing the executive director to execute contracts and agreements which have been approved by the Florida citrus commission; providing an effective date.

By the Committee on Judiciary and Representative Featherstone & others—

HB 807—A bill to be entitled An act relating to clerks of the circuit courts, keeping of records; creating §§28.211 and 28.222, Florida Statutes, and amending §28.29, Florida Statutes; providing for the recording of instruments in one (1) series of books, to be called "Official Records"; providing for the keeping of progress dockets and the recording of orders and judgments; requiring the recording of certain documents filed with the clerk; repealing §§28.18, 28.20, 28.21, 28.22, 28.221 and 28.23, Florida Statutes, and §28.28, Florida Statutes, as amended by chapter 70-134, Laws of Florida, relating to the recording of instruments and the keeping of records and dockets; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 799, contained in the above message, was read the first time by title and referred to the Committee on Judiciary—Civil B.

HB 801, contained in the above message, was read the first time by title and referred to the Committee on Governmental Efficiency.

HB 807, contained in the above message, was read the first time by title and referred to the Committee on Judiciary—Civil A.

The Honorable Jerry Thomas
President of the Senate

April 20, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By the Committee on Judiciary and Representative Sackett & others—

HB 808—A bill to be entitled An act relating to civil procedure; amending §45.031, Florida Statutes, as amended by chapter 70-134, Laws of Florida; providing a judicial sales procedure; changing the time for sales, permitting the time to be enlarged by court order and eliminating a time for redemption in judgments and orders; requiring the forms prescribed by the statute to carry a court caption as provided in the rules of civil procedure; amending the method of assessing deficiency judgments; repealing §§702.02 and 702.021 and subsection (2) of §713.26, Florida Statutes, relating to foreclosure procedure; providing an effective date.

By the Committee on Judiciary and Representative Redman & others—

HB 810—A bill to be entitled An act relating to notary seals; amending §117.07, Florida Statutes, providing that seals may be of the rubber-stamp or impression type; providing an effective date.

By the Committee on Judiciary and Representative Featherstone & others—

HB 811—A bill to be entitled An act relating to the payment of intangible personal property tax on mortgages, deeds of trust or other liens; amending §199.141(3)(a), Florida Statutes, providing that failure to pay the tax or the correct amount of the tax before recording shall not prevent the instrument from being constructive notice as otherwise provided by law; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

House Bills 808, 810 and 811, contained in the above message, were read the first time by title and referred to the Committee on Judiciary—Civil B.

The Honorable Jerry Thomas
President of the Senate

April 20, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By the Committee on Transportation—

HB 1020—A bill to be entitled An act relating to motor vehicles; amending section 320.02, Florida Statutes, prescribing content of application for registration by deleting required standard for load capacity of certain vehicles; requiring either residence or business address of registered owner; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 1020, contained in the above message, was read the first time by title and referred to the Committee on Transportation.

The Honorable Jerry Thomas
President of the Senate

April 20, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By the Committee on Judiciary and Representative Featherstone & others—

HB 812—A bill to be entitled An act relating to tax executions; amending §212.15(3), Florida Statutes, to delete the requirement that clerks of the circuit court issue execution on tax warrants; authorizing the department of revenue to issue the execution; providing an effective date.

By the Committee on Judiciary and Representative Featherstone & others—

HB 814—A bill to be entitled An act relating to limited partnerships; amending §620.03, Florida Statutes, as amended by chapter 70-301, Laws of Florida, and creating §620.081, Florida Statutes; defining partnership property; describing how partnership property may be acquired, encumbered and conveyed; providing an effective date.

By the Committee on Judiciary and Representative Featherstone & others—

HB 815—A bill to be entitled An act relating to limited partnerships; amending §620.09, Florida Statutes; defining the rights, powers and liabilities of general partners; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

House Bills 812, 814 and 815, contained in the above message, were read the first time by title and referred to the Committee on Judiciary—Civil B.

The Honorable Jerry Thomas
President of the Senate

April 20, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By the Committee on Transportation—

HB 1011—A bill to be entitled An act relating to the department of transportation; amending §339.24(3), Florida Statutes; requiring purchase of wayside parks to be made through the division of administration; providing an effective date.

By the Committee on Transportation—

HB 1012—A bill to be entitled An act relating to the department of transportation; amending §339.04, Florida Statutes; making the division of administration responsible for depositing moneys received from sale, lease or conveyance of lands; providing an effective date.

By the Committee on Transportation—

HB 1013—A bill to be entitled An act relating to the department of transportation; amending §337.18(1), Florida Statutes, relating to the posting of surety bonds by contractors who successfully bid on certain contracts, to increase the maximum amount of road improvement demolition or removal contracts for which a cashier's check or other security may be presented in lieu of a surety bond; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 1011, contained in the above message, was read the first time by title and referred to the Committee on Ways and Means.

House Bills 1012 and 1013, contained in the above message, were read the first time by title and referred to the Committee on Transportation.

The Honorable Jerry Thomas
President of the Senate

April 20, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By the Committee on Transportation—

HB 1014—A bill to be entitled An act relating to drivers' licenses amending section 322.27(1)(c), Florida Statutes, by adding incapacity as grounds for suspension; providing an effective date.

By the Committee on Transportation—

HB 1015—A bill to be entitled An act relating to duplicate certificates; amending section 322.17, Florida Statutes, providing for the satisfactory proof to the department in order to acquire a duplicate license certificate; providing an effective date.

By the Committee on Transportation—

HB 1016—A bill to be entitled An act relating to vocational rehabilitation; amending section 413.012(2), Florida Statutes, providing that the furnishing of names and addresses of blind persons to the division of driver licenses is not a violation of this section; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

House Bills 1014, 1015 and 1016, contained in the above message, were read the first time by title and referred to the Committee on Transportation.

The Honorable Jerry Thomas
President of the Senate

April 20, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By the Committee on Judiciary and Representative Gallen and others—

HB 817—A bill to be entitled An act relating to conveyances by corporations; amending §692.01, Florida Statutes; providing that a corporate instrument executed in accordance with said section is binding on the corporation regardless of authorization by the board of directors, in the absence of fraud; providing an effective date.

By the Committee on Judiciary and Representative Gallen and others—

HB 818—A bill to be entitled An act relating to acknowledgment and proof of instruments affecting real and personal property; amending §695.03(1) and (2), Florida Statutes; providing that acknowledgment or proof in this state may be made before a United States magistrate; providing that acknowledgment or proof outside this state may be made before certain officers; providing that when a notary public out of this state does not affix a seal, a certificate of proper authority is sufficient; validating instruments heretofore acknowledged; providing an effective date.

By the Committee on Judiciary and Representative Gallen and others—

HB 819—A bill to be entitled An act relating to instruments by which title to real estate or any interest therein or lien thereon is conveyed, vested, encumbered, assigned or otherwise disposed of; amending §695.24, Florida Statutes; requiring the name and address of the natural person who prepared the instrument, or under whose supervision it was prepared, to appear on it; providing that an instrument recorded without such information shall be constructive notice; providing exceptions; vali-

dating instruments heretofore recorded; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 817, contained in the above message, was read the first time by title and referred to the Committee on Judiciary—Civil A.

House Bills 818 and 819, contained in the above message, were read the first time by title and referred to the Committee on Judiciary—Civil B.

The Honorable Jerry Thomas
President of the Senate

April 20, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has adopted—

By Representative Tucker—

HCR 1306—A Concurrent Resolution commending the secretaries of the State of Florida on this National Secretaries Week.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HCR 1306, contained in the above message, was read the first time in full and referred to the Committee on Rules, Calendar, Privileged Business and Ethics.

The Honorable Jerry Thomas
President of the Senate

April 21, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By the Committee on Appropriations—

HB 936—A bill to be entitled An act relating to the department of health and rehabilitative services, division of corrections; authorizing the department to purchase surplus real property located in Polk County through the appropriate federal agencies for use by the division of corrections for operation of the Avon Park Correctional Institution; making an appropriation; authorizing the board of trustees of the internal improvement trust fund to accept title to said property; and providing an effective date.

By Representatives Gillespie (by request) and Sykes—

HB 533—A bill to be entitled An act relating to the state treasurer; amending section 18.01, Florida Statutes, to remove the requirement that the bond of the state treasurer must be written by not less than four sureties; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 936, contained in the above message, was read the first time by title and referred to the Committees on Health, Welfare and Institutions and Ways and Means.

HB 533, contained in the above message, was read the first time by title and referred to the Committee on Commerce.

The Honorable Jerry Thomas
President of the Senate

April 21, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed as amended—

By Representatives Gillespie (by request) and Sykes—

HB 519—A bill to be entitled An act relating to insurance; amending section 627.01091(1), Florida Statutes, to provide that policy forms must be filed with the department in Tallahassee by or on behalf of the insurer; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable Jerry Thomas
President of the Senate

April 21, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed as amended—

By Representatives Gillespie (by request) and Sykes—

HB 521—A bill to be entitled An act relating to insurance; amending section 626.0620(1), Florida Statutes, to provide that cease and desist orders may be issued by the department for any act or practice that is injurious or harmful to insureds, policyholders, or the public; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable Jerry Thomas
President of the Senate

April 21, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By the Committee on Insurance—

CS for HB's 527 & 524—A bill to be entitled An act relating to insurance; amending chapter 625, Florida Statutes, by adding §625.0308, to provide that any insurer which fails to file certain information, documents, or statements which are required to be filed under existing §625.0300, Florida Statutes, or any rule or regulation thereunder; shall be subject to certain penalties or forfeitures to be payable to the state treasurer; amending subsection (3) of §628.152, Florida Statutes, and adding subsection (6) to said section, eliminating the requirement that suit shall be brought within thirty (30) days to enforce compliance with any rule or regulation of the department made under this section, and providing that any person that fails to file any information, documents, or reports required to be filed under this section, or any rule or regulation thereunder, shall be subject to certain penalties or forfeitures to be payable to the state treasurer; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable Jerry Thomas
President of the Senate

April 21, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed as amended—

By Representatives Gillespie (by request) and Sykes—

HB 528—A bill to be entitled An act relating to insurance; amending subsection (1) of section 626.0500, Florida Statutes, to provide that no person shall, from offices or facilities in this state, represent an insurer which is not authorized in this state or in the state where the property or risk is located; amending paragraph (c) of subsection (2) of section 626.0515, Florida Statutes, by substituting the word "countries" for "counties;" amending paragraph (d) of subsection (2) of section 626.0515, Florida Statutes, to require as a minimum trust fund for alien insurers an amount not less than that required of authorized insurers; amending section 626.0520, Florida Statutes, to make time for filing copy of policy conform with sixty day requirement in section 626.0517, Florida Statutes; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable Jerry Thomas
President of the Senate

April 21, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed as amended—

By Representatives Gillespie (by request) and Sykes—

HB 532—A bill to be entitled An act relating to insurance and the regulation of insurance agents; amending section 626.022, Florida Statutes, to provide proper exceptions for application of part I of chapter 626, Florida Statutes; amending section 626.121, Florida Statutes, to require a permit for supervising or managing general agents; amending subsection (1) and adding new subsection (3) to section 626.151, Florida Statutes, to require supervising or managing general agents to comply with applicable provisions of the insurance code and requiring that the holder of or any applicant for a license or permit must not have had his eligibility for same revoked or suspended by the department; amending section 626.171, Florida Statutes, to require supervising or managing general agents to comply with applicable code provisions; amending subsection (1) of section 626.351, Florida Statutes, to include supervising or managing general agents in the law governing issuance of permits; amending subsections (2) and (3) of section 626.421, Florida Statutes, to include supervising or managing general agents in the law governing the continuance and expiration of permits; amending subsection (1) of section 626.491, Florida Statutes, to include supervising or managing general agents within the law governing termination of permit; amending subsection (1) of section 626.511, Florida Statutes, to include supervising or managing general agents in the law governing reasons for termination; amending subsection (1) of section 626.521, Florida Statutes, to require character and credit reports from supervising or managing general agents; amending subsection (1) of section 626.601, Florida Statutes, to authorize the department to inquire into improper conduct of supervising or managing general agents; amending the introductory paragraph of section 626.611, Florida Statutes, to include supervising or managing general agents within grounds for compulsory refusal, suspension, revocation of permit; authorizing the department to suspend or revoke the eligibility of an agent for any ground stated; and adding new subsection (14) to provide for revocation of agent's license for guilt in felony crimes involving moral turpitude; amending the introductory paragraph of section 626.621, Florida Statutes, to include supervising or managing general agents within grounds for discretionary refusal, suspension, revocation of permit; providing that the department may suspend or revoke eligibility of licensee for grounds stated; and adding new subsection (8) to permit department to suspend license of any agent during pendency of criminal charges involving moral turpitude; amending subsections (1) and (4) of section 626.631, Florida Statutes, to include supervising managing general agents in procedures for refusal, suspension or revocation of license; and providing for revocation if licensee is convicted of a felony; amending subsections (1), (2) and (3) of section 626.641, Florida Statutes, to provide that department orders shall also specify period of revocation or suspension of eligibility to hold agent's license and providing that if a license or the eligibility to hold

same has been revoked, such person shall not apply for another license within two years and providing that there shall be no reinstatement of eligibility if the initial reasons for revocation still exist or will recur; amending section 626.651, Florida Statutes, to provide that, upon suspension or revocation of an agent's eligibility, the department may suspend or revoke all other licenses held by a licensee; and, providing for suspension or revocation of eligibility of other agents associated with an agent who has had his eligibility revoked, if such associated agents participate in such wrongdoing; amending section 626.0101, Florida Statutes, to include supervising or managing general agents within the scope of part II of chapter 626, Florida Statutes; amending section 626.0107, Florida Statutes, to provide that all members of a corporation or partnership agency which are engaged in insurance business shall have a license of the same type and class; amending subsections (2) and (5) of section 626.0108, Florida Statutes, to eliminate requirement that applicants for license must be a resident of this state for six months; and providing that applicants for a solicitor's license must be employed by only one agent or agency; amending subsection (2) of section 626.0110, Florida Statutes, to provide that a solicitor may not be licensed under more than one agent or agency at one time; amending section 626.0111, Florida Statutes, to provide that the agency under which a solicitor is appointed shall be responsible for the acts of such solicitor; amending section 626.0117, Florida Statutes, to include supervising or managing general agents in specifications of contents of application; amending section 624.0300, Florida Statutes, to include supervising or managing general agents in provisions that require payment of appointment fee; amending subsection (2) of section 648.27, Florida Statutes, to provide that no license shall be issued to a bail licensee if eligibility to hold same has been revoked or if he is not otherwise qualified therefor; amending subsections (1) and (2) of section 648.45, Florida Statutes, to provide that the department may suspend or revoke the eligibility of a bail licensee to hold same for any violation on existing grounds for revocation or suspension of license; and providing that the eligibility of associated bail bondsmen may be suspended or revoked if such associates knowingly participate in wrongdoing with any bondsman who has been so revoked or suspended; amending subsections (1), (2), (3), (4) and (8) of section 648.46, Florida Statutes, to provide procedures for revocation or suspension of eligibility to hold bail license and providing for judicial review of department orders; amending subsections (1), (2) and (3) of section 648.49, Florida Statutes, to provide that the period of suspension of eligibility to hold a bail license shall not exceed one (1) year; providing that eligibility shall not be reinstated if original grounds for suspension still exist or will recur; providing that, if eligibility has been revoked, the department shall not issue another license until after expiration of two (2) years; amending subsections (1) and (2) of section 648.50, Florida Statutes, to provide that upon revocation or suspension of eligibility of a bail bondsman or runner, the department may suspend or revoke eligibility of said licensee to hold all other licenses held and providing for suspension or revocation of eligibility of other bail licensees which are associated with the wrongdoer, if such associates knowingly participated in the initial violations of law; amending section 648.54, Florida Statutes, to provide that upon denial, suspension, or revocation of eligibility to hold a bail license by the department, such person may appeal the order to the first district court of appeal; adding section to this bill which provides that the permit of a supervising or managing general agent shall be required after October 1, 1971; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

House Bills 519, 521, CS for House Bills 527 and 524, House Bills 528 and 532, contained in the above messages, were read the first time by title and referred to the committee on Commerce.

The Honorable Jerry Thomas
President of the Senate

April 21, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By the Committee on Judiciary and Representatives Gallen and others—

HB 827—A bill to be entitled An act relating to conveyances between husband and wife, including interspousal transfers of homestead real estate; amending §689.11(1), Florida Statutes; providing for the creation of an estate by the entirety by interspousal transfer; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 827, contained in the above message, was read the first time by title and referred to the Committee on Judiciary—Civil B.

The Honorable Jerry Thomas
President of the Senate

April 21, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed as amended—

By the Committee on Transportation—

HB 1018—A bill to be entitled An act relating to drivers' licenses amending section 322.08(2), Florida Statutes, by adding requirement to furnish proof of birth date and social security number; providing an effective date.

By the Committee on Judiciary and Representative Featherstone and others—

HB 809—A bill to be entitled An act relating to the lien of final judgments and decrees on real estate; amending §55.10, Florida Statutes, and creating §55.101, Florida Statutes; providing the books in which certified copies of judgments and decrees are to be recorded to become liens on real estate; validating the liens of judgments and decrees of which certified copies have been recorded heretofore in the manner prescribed in this act; eliminating liens on real estate when judgments and decrees have been recorded otherwise than in judgment lien books and official records; repealing subsection 28.221(4), Florida Statutes, relating to records; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 1018, contained in the above message, was read the first time by title and referred to the Committee on Transportation.

HB 809, contained in the above message, was read the first time by title and referred to the Committee on Judiciary—Civil B.

The Senate recessed at 8:45 a.m.

The Senate was called to order by the President at 9:00 a.m. A quorum present—46:

Mr. President	de la Parte	Karl	Saunders
Arnold	Ducker	Knopke	Saylor
Barron	Fincher	Lane	Scarborough
Barrow	Gong	Lewis (33rd)	Stolzenburg
Beaufort	Graham	Lewis (43rd)	Trask
Bell	Gunter	McClain	Ware
Bishop	Haverfield	Myers	Weber
Brantley	Henderson	Ott	Weissenborn
Broxson	Hollahan	Plante	Williams
Childers	Horne	Pope	Wilson
Daniel	Johnson (29th)	Poston	
Deeb	Johnson (34th)	Reuter	

Excused: Senator Boyd until 12:30 p.m. and Senator Brannen.

Prayer by Elmer O. Friday, Secretary of the Senate:

God, we come to thee as thy children, seeking the wisdom and guidance of our Father. You know the strengths, and the weaknesses...the sweet, and the bitter, of each of us. Your child needs your hand, O Father...to know, again and again, of thy concern, thy firmness, thy love. Make each of us to know these in full measure. Amen.

The Journals of April 21 and 20 were corrected and approved.

REPORTS OF COMMITTEES

The Committee on Rules, Calendar, Privileged Business and Ethics respectfully submits the following Special Order Calendar for Thursday, April 22, 1971:

SB 174	SB 542
SB 175	SB 543
SB 176	SB 544
SB 177	SB 545
SB 212	SB 546
SB 199	SB 547
SB 183	SB 548
SB 374	SB 549
SB 284	SB 550
SB 424	SB 551
SB 365	SB 552
SB 366	SB 553
SB 367	SB 556
SB 369	SB 418
SB 370	SB 442
SB 372	SB 445
SB 20	SB 440
SB 478	SB 389
SB 443	SB 393
SB 451	SB 394
SB 603	SB 396
SB 532	SB 625
SB 533	CS for HB's 177 and 248
SB 535	HB 493
SB 537	HB 494
SB 538	HB 607
SB 540	

George L. Hollahan, Jr.
Chairman, Committee on Rules,
Calendar, Privileged Business
and Ethics

The Committee on Ways and Means recommends the following pass:

SB 647	SB 643	SB 247 with 1 amendment
SB 644	HB 741	

The Committee on Natural Resources and Conservation recommends the following pass: SM 688 with 1 amendment, CS for HB's 191 and 449, HB 385

The Committee on Judiciary—Criminal recommends the following pass: Senate Bills 701, 717, 729, 730

The Committee on Judiciary—Civil A recommends the following pass:

SB 323, with 2 amendments	SB 636
SB 606	SB 637
SB 679	SB 733, with 2 amendments
SB 628, with 1 amendment	SB 734
SB 576	

The Committee on Public Schools recommends the following pass: SB 663 with 1 amendment, SB 760 with 2 amendments

The bills contained in the foregoing reports were placed on the Calendar.

The Committee on Natural Resources and Conservation recommends the following pass: SB 568 with 2 amendments

The bill was referred to the Committee on Governmental Efficiency under the original reference.

The Committee on Transportation recommends the following pass: SB 499 with 1 amendment

The Committee on Universities and Community Colleges recommends the following pass:

SB 599
SB 611
SB 627
SB 665

The Committee on Public Schools recommends the following pass: SB 756 with 1 amendment

The bills contained in the foregoing reports were referred to the Committee on Ways and Means under the original reference.

The Committee on Natural Resources and Conservation recommends a Committee Substitute for the following: SB 327

The Committee on Judiciary—Criminal recommends a Committee Substitute for the following: SB 311

The Committee on Public Schools recommends a Committee Substitute for the following: SB 378

The Committee on Commerce recommends a Committee Substitute for the following: SB 706

The bills with Committee Substitutes attached contained in the foregoing reports were placed on the Calendar.

The Committee on Transportation recommends a Committee Substitute for the following: SB 173

The bill with Committee Substitute attached was referred to the Committee on Ways and Means under the original reference.

The Committee on Transportation recommends the following not pass: SB 480 SF

The Committee on Judiciary—Criminal recommends the following not pass: SB 455

The Committee on Judiciary—Civil A recommends the following not pass: Senate Bills 254, 456, 680, 732, 294

The Committee on Ways and Means recommends the following not pass: Senate Bills 27, 645, 648, 649

The bills contained in the foregoing reports were laid on the table.

ENGROSSING REPORTS

Your Engrossing Clerk to whom was referred SCR 326 with 6 amendments reports that the Senate amendments have been incorporated and the bill is returned herewith.

ELMER O. FRIDAY
Secretary of the Senate

The bill was certified to the House.

BILLS REFERRED TO SUBCOMMITTEES

Appropriations Subcommittee A: Senate Bills 479, 488, 529, 452, 673, 520, 519, 251, 499 and CS for SB 419 and CS for SB 416 (8 days to report to the Committee on Ways and Means)

Appropriations Subcommittee B: Senate Bills 475, 629, 661, 741 and 852 (8 days to report to the Committee on Ways and Means)

Finance and Taxation Subcommittee: CS for SB 417, Senate Bills 569, 721, 736, 743, 775 and HB 627 (8 days to report to the Committee on Ways and Means)

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Karl, the Committee on Commerce was granted an additional 15 days for the consideration of Senate Bills 574, 577, 598, 612, 623, 624, 659, 672, 674 and 164.

On motion by Senator Daniel, the Committee on Governmental Efficiency was granted an additional 10 days for the consideration of Senate Bills 712, 564, 587, 597, 621, 638, 667, 678 and HB 371.

Senator Daniel moved that SB 407 be removed from the calendar and referred to an appropriate committee. The motion was adopted and SB 407 was referred to the Committee on Ways and Means.

On motion by Senator Daniel, by two-thirds vote, SB 818 was withdrawn from the Committee on Commerce and referred to the Committee on Governmental Efficiency.

On motion by Senator Karl, Rule 2.5 was waived and the Committee on Commerce was granted permission to consider SB 598 at the scheduled meeting on April 23.

On motion by Senator Haverfield, by two-thirds vote, SB 778 was withdrawn from the Committee on Governmental Efficiency and referred to the Committee on Universities and Community Colleges.

On motion by Senator Poston, by two-thirds vote, SB 735 was withdrawn from the Committee on Ways and Means and referred to the Committee on Transportation.

On motion by Senator Bishop, the Committee on Agriculture was granted an additional 14 days for the consideration of Senate Bills 69 and 641 and HB 798.

On motion by Senator Lewis (43rd), by two-thirds vote, SM 299 was withdrawn from the Committee on Natural Resources and Conservation and from further consideration of the Senate.

On motion by Senator Hollahan, SCR 334 was removed from the calendar and, by two-thirds vote, referred to the Committee on Rules, Calendar, Privileged Business and Ethics.

Senator Hollahan moved that CS for SCR 558 be removed from the calendar and referred to an appropriate committee. The motion was adopted and CS for SCR 558 was referred to the Committee on Rules, Calendar, Privileged Business and Ethics.

Senator de la Parte raised a point of order that Senate Bills 391 and 563 which affect appropriations should be also referred to the Committee on Ways and Means pursuant to Rule 4.6. The President ruled the point well taken.

Senator de la Parte raised a point of order that Senate Bills 506 and 510 which affect appropriations should be removed from the Calendar and referred to the Committee on Ways and Means pursuant to Rule 4.6. The President ruled the point well taken.

On motion by Senator Myers, by two-thirds vote, House Bills 807 and 817 were withdrawn from the Committee on Judiciary—Civil A and placed on the Calendar.

On motion by Senator Myers, by two-thirds vote, House Bills 808, 812, 819, 823, 826, 814 and 811 were withdrawn from the Committee on Judiciary—Civil B and placed on the Calendar.

On motion by Senator Daniel, by two-thirds vote, SB 180 was withdrawn from the Committee on Governmental Efficiency.

On motion by Senator Daniel, by two-thirds vote, SB 180 was also referred to the Committee on Governmental Efficiency.

Pursuant to Rule 2.12, a point of order was called by Senator Lane, and SB 221 was withdrawn from the Committee on Transportation.

UNFINISHED BUSINESS

SB 19—A bill to be entitled An act relating to game promotions used in connection with the promotion or sale of consumer products or services; providing for regulation thereof; providing definitions; prohibiting certain deceptive or misleading practices in the conduct of said games; requiring filing with the attorney general of rules promulgated by the operator of said game; requiring certain financial disclosure; requiring a trust account or bond in lieu thereof to insure payment to winners; requiring disclosure by operators of said games of winners, amounts won, and the date of the prize; prohibiting coercion to force certain lessees and holders of franchises to participate; providing procedures for enforcement by attorney general; providing penalties; providing an effective date.

Was taken up, together with a pending amendment which was withdrawn by Senator Wilson.

On motion by Senator Wilson the following amendment was adopted by two-thirds vote:

In Section 10, line 29, page 5, strike Section 10 and insert:

Section 10. This act shall not apply to a game promotion conducted in less than three retail outlets or places where such game promotion may be played or participated in by the public.

Section 11. This act shall take effect on Oct. 1, 1971.

On motion by Senator Wilson the following amendment was adopted:

In Title, line 21, after "providing penalties;" insert: providing exceptions;

On motion by Senator Poston, SB 19 as further amended was read by title, passed and ordered engrossed. The vote was:

Yeas—32

Mr. President	Gunter	Lewis (43rd)	Ware
Brantley	Haverfield	McClain	Weber
Broxson	Henderson	Myers	Weissenborn
Childers	Hollahan	Ott	Williams
Daniel	Horne	Plante	Wilson
de la Parte	Johnson (34th)	Poston	
Fincher	Karl	Reuter	
Gong	Knopke	Stolzenburg	
Graham	Lewis (33rd)	Trask	

Nays—5

Bell	Ducker	Lane
Bishop	Johnson (29th)	

By unanimous consent Senator Barrow was recorded as voting yea.

Senator Hollahan moved that the rules be waived and all bills on the special order calendar which are read the second time but which are not read the third time this day, including bills which are amended, be retained on second reading on the regular calendar in the place they appeared prior to being placed on the special order calendar. The motion was adopted.

SPECIAL ORDER

SB 174—A bill to be entitled An act relating to obsolete statutes; repealing sections 253.24, 253.25, 253.26, 253.27 and 253.28, Florida Statutes, being sections 1, 2, 3, 4 and 6 of chapter 3911, Acts of 1889, dealing with forfeited land grants to corporations to aid in certain railroad, canal or communication line construction; providing an effective date.

Was read the second time by title. On motion by Senator Henderson, by two-thirds vote SB 174 was read the third time by title, passed and certified to the House. The vote was: Yeas—37 Nays—None

Mr. President	Ducker	Johnson (34th)	Stolzenburg
Arnold	Fincher	Knopke	Trask
Beaufort	Gong	Lane	Ware
Bell	Graham	Lewis (33rd)	Weber
Bishop	Gunter	Lewis (43rd)	Weissenborn
Brantley	Haverfield	Myers	Williams
Broxson	Henderson	Ott	Wilson
Childers	Hollahan	Plante	
Daniel	Horne	Poston	
de la Parte	Johnson (29th)	Reuter	

By unanimous consent Senators McClain, Barrow and Saylor were recorded as voting yea.

SB 175—A bill to be entitled An act relating to obsolete statutes; repealing sections 253.35, 253.351, 253.352, 253.353, 253.354, 253.355 and 253.356, Florida Statutes, being section 1, chapter 7746, Acts of 1918, and sections 1 through 6, chapter 22860, Acts of 1945; all relating to resettling returned soldiers and making certain lands available to returned soldiers for homesteading; providing an effective date.

Was read the second time by title. On motion by Senator Henderson, by two-thirds vote SB 175 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

Mr. President	Ducker	Johnson (34th)	Poston
Arnold	Fincher	Karl	Reuter
Beaufort	Gong	Knopke	Scarborough
Bell	Graham	Lane	Stolzenburg
Bishop	Gunter	Lewis (33rd)	Trask
Brantley	Haverfield	Lewis (43rd)	Ware
Broxson	Henderson	McClain	Weber
Childers	Hollahan	Myers	Weissenborn
Daniel	Horne	Ott	Williams
de la Parte	Johnson (29th)	Plante	Wilson

By unanimous consent Senators Saylor and Barrow were recorded as voting yea.

On motion by Senator Myers, the rules were waived, and Henry Trawick, Chairman of the Law Reform Commission of Legislation, was granted privileges of the floor.

SB 176—A bill to be entitled An act relating to obsolete laws; repealing sections 253.46 and 253.601, Florida Statutes; providing an effective date.

Was read the second time by title. On motion by Senator Henderson, by two-thirds vote SB 176 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

Mr. President	Broxson	Fincher	Henderson
Arnold	Childers	Gong	Hollahan
Bell	Daniel	Graham	Horne
Bishop	de la Parte	Gunter	Johnson (29th)
Brantley	Ducker	Haverfield	Johnson (34th)

Karl	McClain	Reuter	Ware
Knopke	Myers	Saunders	Weber
Lane	Ott	Scarborough	Weissenborn
Lewis (33rd)	Plante	Stolzenburg	Williams
Lewis (43rd)	Poston	Trask	Wilson

By unanimous consent Senators Sayler and Barrow were recorded as voting yea.

SB 177—A bill to be entitled An act relating to land grants; repealing sections 253.16, 253.17, 253.18, 253.19, 253.20 and 253.22, Florida Statutes, which related to obsolete provisions of land grants for railroad construction; providing an effective date.

Was read the second time by title. On motion by Senator Henderson, by two-thirds vote SB 177 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

Mr. President	Ducker	Karl	Reuter
Arnold	Gong	Knopke	Saunders
Beaufort	Graham	Lane	Scarborough
Bell	Gunter	Lewis (33rd)	Stolzenburg
Bishop	Haverfield	Lewis (43rd)	Trask
Brantley	Henderson	McClain	Ware
Broxson	Hollahan	Myers	Weber
Childers	Horne	Ott	Weissenborn
Daniel	Johnson (29th)	Plante	Williams
de la Parte	Johnson (34th)	Poston	Wilson

By unanimous consent Senators Sayler and Barrow were recorded as voting yea.

SB 212—A bill to be entitled An act relating to the state fish; amending chapter 15, Florida Statutes, by adding section 15.035, to designate the Florida large-mouth bass as the state fish; providing an effective date.

Was read the second time by title. On motion by Senator Horne, by two-thirds vote SB 212 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

Mr. President	de la Parte	Johnson (29th)	Poston
Arnold	Ducker	Johnson (34th)	Reuter
Beaufort	Fincher	Karl	Saunders
Bell	Gong	Knopke	Scarborough
Bishop	Graham	Lane	Stolzenburg
Brantley	Gunter	Lewis (33rd)	Trask
Broxson	Haverfield	Lewis (43rd)	Ware
Childers	Henderson	McClain	Weber
Daniel	Hollahan	Myers	Weissenborn
Deeb	Horne	Ott	Wilson

By unanimous consent Senators Sayler and Barrow were recorded as voting yea.

SB 199—A bill to be entitled An act relating to death benefits payable under the Florida retirement system; amending §121.091(7)(c), Florida Statutes, to change the term "widow" to "surviving spouse" with regard to death benefits payable when a member of the Florida retirement system is killed in the line of duty; providing death benefits for the minor children of any member who leaves no surviving spouse; providing an effective date.

Was read the second time by title. On motion by Senator McClain, by two-thirds vote SB 199 was read the third time by title, passed and certified to the House. The vote was: Yeas—41 Nays—None

Mr. President	Ducker	Knopke	Scarborough
Arnold	Gong	Lane	Stolzenburg
Beaufort	Graham	Lewis (33rd)	Trask
Bell	Gunter	Lewis (43rd)	Ware
Bishop	Haverfield	McClain	Weber
Brantley	Henderson	Myers	Weissenborn
Broxson	Hollahan	Ott	Williams
Childers	Horne	Plante	Wilson
Daniel	Johnson (29th)	Poston	
Deeb	Johnson (34th)	Reuter	
de la Parte	Karl	Saunders	

By unanimous consent Senators Sayler, Barrow and Fincher were recorded as voting yea.

SB 183—A bill to be entitled An act relating to teacher retirement credit; amending section 238.06(10), Florida Statutes; providing that certain federal educational programs qualify for out-of-state service credit; providing an effective date.

Was read the second time by title.

On motion by Senator Broxson the following amendment was adopted:

Add a new Section 2 as follows and renumber Section 2:

Item c. of subparagraph 2. of subsection (16)(a) of section 238.07, Florida Statutes, is amended to read:

238.07 Regular benefits; survivor benefits.—

(16)(a) Definitions under survivor benefits are:

2. A child is a natural or legally adopted child of a member, who:

c. Is eighteen (18) years of age or older and is physically or mentally incapable of self-support, when such mental and physical incapacity occurred prior to such child obtaining the age of eighteen (18) years. Such person shall cease to be regarded as a child upon the termination of such physical or mental disability. The determination as to such physical or mental incapability shall be vested in the division. No person shall be considered a child who has married, ~~has been legally adopted by someone other than the widow or widower of a deceased member,~~ or, except as provided in subparagraph 2. b. or as to a child who is physically or mentally incapable of self-support as hereinbefore set forth, has become eighteen (18) years of age.

On motion by Senator Haverfield, by two-thirds vote, SB 183 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—43 Nays—None

Mr. President	de la Parte	Johnson (34th)	Saunders
Arnold	Ducker	Karl	Sayler
Barron	Fincher	Knopke	Scarborough
Barrow	Gong	Lane	Stolzenburg
Beaufort	Graham	Lewis (33rd)	Trask
Bell	Gunter	Lewis (43rd)	Ware
Bishop	Haverfield	McClain	Weber
Brantley	Henderson	Myers	Weissenborn
Broxson	Hollahan	Ott	Williams
Childers	Horne	Pope	Wilson
Daniel	Johnson (29th)	Poston	

By unanimous consent Senator Reuter was recorded as voting yea.

SB 374—A bill to be entitled An act relating to bank deposits and collections; amending paragraph (g) of subsection (1) of section 674.104, Florida Statutes; defining the word "item" and providing that under certain circumstances a photographic or other similar reproduction of an item may be treated as the original item; and providing an effective date.

Was read the second time by title.

On motion by Senator Poston the following amendment was adopted:

On pages 1 and 2, line 31 and 1, section 2, strike line 31, page 1 and line 1, page 2 and insert: Section 2. This act shall take effect July 1, 1971.

On motion by Senator Karl, by two-thirds vote, SB 374 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—42 Nays—None

Mr. President	Bell	Broxson	Deeb
Arnold	Bishop	Childers	de la Parte
Beaufort	Brantley	Daniel	Ducker

Fincher	Johnson (29th)	Myers	Trask
Gong	Johnson (34th)	Ott	Ware
Graham	Karl	Plante	Weber
Gunter	Knopke	Poston	Weissenborn
Haverfield	Lane	Reuter	Williams
Henderson	Lewis (33rd)	Saunders	Wilson
Hollahan	Lewis (43rd)	Scarborough	
Horne	McClain	Stolzenburg	

By unanimous consent Senators Sayler and Barrow were recorded as voting yea.

SB 284 was taken up, together with:

By the Committee on Judiciary—Civil A—

CS for SB 284—A bill to be entitled An act relating to acknowledgment and proof of instruments affecting real and personal property; amending §695.03(1) and (2), Florida Statutes; providing that acknowledgment or proof in this state may be made before a United States magistrate; providing that acknowledgment or proof outside this state may be made before certain officers; providing that when a notary public out of this state does not affix a seal, a certificate of proper authority is sufficient; validating instruments heretofore acknowledged; providing an effective date.

Which was read the first time by title and SB 284 was laid on the table.

On motions by Senator Ware, by two-thirds vote, CS for SB 284 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote was: Yeas—41 Nays—None

Mr. President	Fincher	Knopke	Scarborough
Arnold	Gong	Lane	Stolzenburg
Beaufort	Graham	Lewis (33rd)	Trask
Bell	Gunter	Lewis (43rd)	Ware
Bishop	Haverfield	McClain	Weber
Brantley	Henderson	Myers	Weissenborn
Childers	Hollahan	Ott	Williams
Daniel	Horne	Plante	Wilson
Deeb	Johnson (29th)	Poston	
de la Parte	Johnson (34th)	Reuter	
Ducker	Karl	Saunders	

By unanimous consent Senators Sayler and Barrow were recorded as voting yea.

SB 424—A bill to be entitled An act relating to juries; creating §40.44, Florida Statutes, to authorize an alternative method of drawing juries by use of mechanical, electrical or electronic means when certain prerequisites are met and approval of the supreme court is obtained; providing an effective date.

Was read the second time by title. On motion by Senator de la Parte, by two-thirds vote SB 424 was read the third time by title, passed and certified to the House. The vote was:

Yeas—39

Mr. President	Ducker	Karl	Saunders
Arnold	Fincher	Lane	Scarborough
Barron	Gong	Lewis (33rd)	Stolzenburg
Beaufort	Graham	Lewis (43rd)	Trask
Bell	Gunter	McClain	Ware
Brantley	Haverfield	Myers	Weber
Broxson	Henderson	Ott	Weissenborn
Childers	Horne	Plante	Williams
Deeb	Johnson (29th)	Pope	Wilson
de la Parte	Johnson (34th)	Poston	

Nays—1

Bishop

By unanimous consent Senators Sayler, Barrow and Daniel were recorded as voting yea.

SB 365—A bill to be entitled An act relating to nontestamentary disclaimers; amending chapter 689, Florida Statutes, by adding section 689.21; providing for disclaimer of interests in property passing by nontestamentary transfer in whole or in part; specifying scope of right to disclaim; providing for disclaimer on behalf of incompetents and deceased persons; providing for disposition of disclaimed interests; providing for filing and recording of disclaimer and specifying time therefor; providing for service of disclaimers; providing for waivers and bars to the right to disclaim; specifying effect of spendthrift restraints and spouse's consent; saving all rights existing apart from this act; providing an effective date.

Was read the second time by title.

On motion by Senator Horne the following amendment was adopted:

On page 5, line 5, section (4)(c), strike "." and insert: , nor, in the event such disclaimer is waived or barred as hereinafter provided, for any otherwise proper distribution or other disposition made in reliance on such disclaimer, provided that such distribution or disposition is made without actual notice of the facts constituting the waiver or barring the right to disclaim.

On motion by Senator McClain, by two-thirds vote, SB 365 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—40 Nays—None

Mr. President	Ducker	Johnson (34th)	Reuter
Arnold	Fincher	Karl	Saunders
Barrow	Gong	Knopke	Sayler
Beaufort	Graham	Lane	Scarborough
Bell	Gunter	Lewis (33rd)	Stolzenburg
Brantley	Haverfield	Lewis (43rd)	Ware
Broxson	Henderson	McClain	Weber
Childers	Hollahan	Myers	Weissenborn
Deeb	Horne	Pope	Williams
de la Parte	Johnson (29th)	Poston	Wilson

By unanimous consent Senators Plante, Barron, Daniel and Bishop were recorded as voting yea.

SB 366—A bill to be entitled An act relating to the validity of inter vivos trust instruments and those trust accounts including, but not limited to, bank accounts, share accounts, deposits, certificates of deposit, savings certificates, and other similar arrangements; amending chapter 689, Florida Statutes, by amending subsections (1)(g) and (2) of section 689.075; providing that trusts as to which grantor is sole trustee are not invalid if valid under laws of jurisdiction in which executed at time of execution or if executed with the formalities for the execution of wills required in such jurisdiction; providing that no provisions of section 689.075, Florida Statutes, shall effect validity of those trust accounts including, but not limited to, bank accounts, share accounts, deposits, certificates of deposit, savings certificates, and other similar arrangements; providing an effective date.

Was read the second time by title, temporarily deferred, and retained on second reading pursuant to the motion by Senator Hollahan.

SB 367—A bill to be entitled An act relating to payment or reimbursement by personal representative of unfiled or improperly filed debt of decedent paid by third person; amending chapter 733, Florida Statutes, by adding subsection (e) to section 733.16; providing that third person paying the unfiled or improperly filed decedent's debt acquires payee's rights to file and enforce claim against decedent's estate; providing that personal representatives proposing to pay or reimburse such third person must file a written statement of that proposal; providing for form and procedure to be followed in drafting and filing such statements; providing for filing of objections to such statements; providing that filing of such statements shall not in and of itself cause personal representative to be deemed creditor or claimant against decedent's estate; providing an effective date.

Was read the second time by title. On motion by Senator McClain, by two-thirds vote SB 367 was read the third time by title, passed and certified to the House. The vote was: Yeas—41 Nays—None

Mr. President	de la Parte	Johnson (34th)	Saylor
Arnold	Ducker	Karl	Scarborough
Barron	Fincher	Knopke	Stolzenburg
Barrow	Gong	Lane	Trask
Beaufort	Graham	Lewis (33rd)	Ware
Bell	Gunter	Lewis (43rd)	Weissenborn
Bishop	Haverfield	McClain	Williams
Brantley	Henderson	Myers	Wilson
Broxson	Hollahan	Poston	
Childers	Horne	Reuter	
Deeb	Johnson (29th)	Saunders	

McClain	Poston	Scarborough	Weber
Myers	Reuter	Stolzenburg	Weissenborn
Ott	Saunders	Trask	Williams
Pope	Saylor	Ware	Wilson

SB 372—A bill to be entitled An act relating to bequests and devises to trustees; amending chapter 736, Florida Statutes, by amending subsection (2)(d) of section 736.17 and adding subsection (2)(e) to section 736.17; providing that bequests and devises referenced in section 736.17, Florida Statutes, shall not be invalid because of any provisions of section 689.075, Florida Statutes; providing an effective date.

Was read the second time by title. On motion by Senator McClain, by two-thirds vote SB 372 was read the third time by title, passed and certified to the House. The vote was: Yeas—42 Nays—None

By unanimous consent Senator Daniel was recorded as voting yea.

SB 369—A bill to be entitled An act relating to disclaimer of interests; amending chapter 731, Florida Statutes, by adding section 731.37; providing for disclaimer of interests in property of a decedent in whole or in part; specifying scope of right to disclaim; providing for disclaimer on behalf of incompetents and deceased persons; providing for disposition of disclaimed interests; providing for filing and recording of disclaimer and specifying time therefor; providing for service of disclaimers; providing for waivers and bars to the right to disclaim; specifying effect of spendthrift restraints and spouse's consent; saving all rights existing apart from this act; providing an effective date.

Was read the second time by title.

The Committee on Judiciary—Civil B offered the following amendment which was adopted on motion by Senator Horne:

Strike the third page (being the second numbered page one)

On motion by Senator Horne the following amendment was adopted:

On page 5, line 20, section (4)(c), strike “.” and insert: , nor, in the event such disclaimer is waived or barred as hereinafter provided, for any otherwise proper distribution or other disposition made in reliance on such disclaimer, provided that such distribution or disposition is made without actual notice of the facts constituting the waiver or barring the right to disclaim.

On motion by Senator McClain, by two-thirds vote, SB 369 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—43 Nays—None

Mr. President	de la Parte	Johnson (34th)	Saunders
Arnold	Ducker	Karl	Saylor
Barron	Fincher	Knopke	Scarborough
Barrow	Gong	Lane	Stolzenburg
Beaufort	Graham	Lewis (33rd)	Trask
Bell	Gunter	Lewis (43rd)	Ware
Bishop	Haverfield	McClain	Weber
Brantley	Henderson	Myers	Weissenborn
Broxson	Hollahan	Ott	Williams
Childers	Horne	Poston	Wilson
Deeb	Johnson (29th)	Reuter	

By unanimous consent Senator Daniel was recorded as voting yea.

SB 370—A bill to be entitled An act relating to custodians of gifts to minors; amending chapter 710, Florida Statutes, by amending section 710.08; providing for resignation, death or removal of custodian; providing for method and designation of successor custodian; providing for transfer of custodial property; providing, in the alternative to removal, for a custodial performance bond; providing an effective date.

Was read the second time by title. On motion by Senator McClain, by two-thirds vote SB 370 was read the third time by title, passed and certified to the House. The vote was: Yeas—44 Nays—None

Mr. President	Brantley	Fincher	Johnson (29th)
Arnold	Broxson	Gong	Johnson (34th)
Barron	Childers	Graham	Karl
Barrow	Daniel	Gunter	Knopke
Beaufort	Deeb	Haverfield	Lane
Bell	de la Parte	Henderson	Lewis (33rd)
Bishop	Ducker	Hollahan	Lewis (43rd)

Mr. President	de la Parte	Karl	Saylor
Arnold	Ducker	Knopke	Scarborough
Barron	Fincher	Lane	Stolzenburg
Barrow	Gong	Lewis (33rd)	Trask
Beaufort	Graham	Lewis (43rd)	Ware
Bishop	Gunter	McClain	Weber
Brantley	Haverfield	Myers	Weissenborn
Broxson	Henderson	Ott	Williams
Childers	Hollahan	Poston	Wilson
Daniel	Johnson (29th)	Reuter	
Deeb	Johnson (34th)	Saunders	

SB 20—A bill to be entitled An act relating to obsolete statutes; repealing sections 253.30, 253.31, 253.32 and 253.33, Florida Statutes, being sections 1, 2, 3 and 4 of chapter 6453, Acts of 1913, authorizing the board of trustees of the internal improvement trust fund to borrow money and to incur debts for drainage purposes; providing an effective date.

Was read the second time by title. On motion by Senator Henderson, by two-thirds vote SB 20 was read the third time by title, passed and certified to the House. The vote was: Yeas—44 Nays—None

Mr. President	Deeb	Johnson (34th)	Reuter
Arnold	de la Parte	Karl	Saunders
Barron	Ducker	Knopke	Saylor
Barrow	Fincher	Lane	Scarborough
Beaufort	Gong	Lewis (33rd)	Stolzenburg
Bell	Graham	Lewis (43rd)	Trask
Bishop	Gunter	McClain	Ware
Brantley	Haverfield	Myers	Weber
Broxson	Henderson	Ott	Weissenborn
Childers	Hollahan	Pope	Williams
Daniel	Johnson (29th)	Poston	Wilson

SB 478—A bill to be entitled An act relating to state universities; requiring that state universities award associate of arts degrees upon request to students meeting certain requirements; providing an effective date.

Was read the second time by title. On motion by Senator Ware, by two-thirds vote SB 478 was read the third time by title, passed and certified to the House. The vote was: Yeas—42 Nays—None

Mr. President	Ducker	Lane	Saylor
Arnold	Fincher	Lewis (33rd)	Scarborough
Barron	Gong	Lewis (43rd)	Stolzenburg
Beaufort	Graham	McClain	Trask
Bell	Gunter	Myers	Ware
Bishop	Haverfield	Ott	Weber
Brantley	Hollahan	Plante	Weissenborn
Childers	Johnson (29th)	Pope	Williams
Daniel	Johnson (34th)	Poston	Wilson
Deeb	Karl	Reuter	
de la Parte	Knopke	Saunders	

By unanimous consent, Senator Broxson was recorded as voting yea.

Consideration of SB 443 was deferred.

SB 451—A bill to be entitled An act relating to appellate proceedings in civil actions; repealing obsolete sections of Chapter 59, Florida Statutes, and those superseded by Florida

appellate rules; amending Section 59.04, 59.06 and 59.13(7), of Florida Statutes, to conform the statutes to present appellate practice and procedure; amending Section 59.14(3), Florida Statutes, to remove unnecessary and obsolete language and transferring the section to Section 45.051, Florida Statutes; repealing Sections 59.01, 59.02, 59.03, 59.05, 59.07, 59.09, 59.10, 59.11, 59.12, 59.13, 59.14(1) and (2), 59.15(1), (2), (3) and (5), 59.16, 59.17, 59.18, 59.19, 59.20, 59.21, 59.22, 59.23, 59.26, 59.27, 59.28, 59.281, 59.30, 59.31, 59.32, 59.34, 59.36, 59.37, 59.38, 59.41, 59.42, 59.43 and 59.44, Florida Statutes; providing an effective date.

Was read the second time by title. On motion by Senator McClain, by two-thirds vote SB 451 was read the third time by title, passed and certified to the House. The vote was: Yeas—45 Nays—None

Mr. President	Ducker	Knopke	Saylor
Arnold	Fincher	Lane	Scarborough
Barron	Gong	Lewis (33rd)	Stolzenburg
Beaufort	Graham	Lewis (43rd)	Trask
Bell	Gunter	McClain	Ware
Bishop	Haverfield	Myers	Weber
Brantley	Henderson	Ott	Weissenborn
Broxson	Hollahan	Plante	Williams
Childers	Horne	Pope	Wilson
Daniel	Johnson (29th)	Poston	
Deeb	Johnson (34th)	Reuter	
de la Parte	Karl	Saunders	

SB 603—A bill to be entitled An act relating to public defenders; amending §27.51(4)(d), Florida Statutes, to provide that the public defender of the fifteenth rather than the ninth judicial circuit may handle appeals for any other public defender within the fourth district court of appeal; providing an effective date.

Was read the second time by title. On motion by Senator Johnson (34th), by two-thirds vote SB 603 was read the third time by title, passed and certified to the House. The vote was: Yeas—44 Nays—None

Mr. President	Ducker	Karl	Reuter
Arnold	Fincher	Knopke	Saunders
Barron	Gong	Lane	Saylor
Bell	Graham	Lewis (33rd)	Scarborough
Bishop	Gunter	Lewis (43rd)	Stolzenburg
Brantley	Haverfield	McClain	Trask
Broxson	Henderson	Myers	Ware
Childers	Hollahan	Ott	Weber
Daniel	Horne	Plante	Weissenborn
Deeb	Johnson (29th)	Pope	Williams
de la Parte	Johnson (34th)	Poston	Wilson

SB 532 was taken up and on motion by Senator Myers—

HB 807—A bill to be entitled An act relating to clerks of the circuit courts, keeping of records; creating §§28.211 and 28.222, Florida Statutes, and amending §28.29, Florida Statutes; providing for the recording of instruments in one (1) series of books, to be called "Official Records"; providing for the keeping of progress dockets and the recording of orders and judgments; requiring the recording of certain documents filed with the clerk; repealing §§28.18, 28.20, 28.21, 28.22, 28.221 and 28.23, Florida Statutes, and §28.28, Florida Statutes, as amended by chapter 70-134, Laws of Florida, relating to the recording of instruments and the keeping of records and dockets; providing an effective date.

—a companion measure was substituted therefor. On motions by Senator Myers, by two-thirds vote, HB 807 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote was:

Yeas—43

Mr. President	Ducker	Karl	Saunders
Arnold	Fincher	Knopke	Saylor
Barron	Gong	Lane	Scarborough
Beaufort	Graham	Lewis (33rd)	Stolzenburg
Bell	Gunter	Lewis (43rd)	Trask
Brantley	Haverfield	McClain	Ware
Broxson	Henderson	Myers	Weber
Childers	Hollahan	Ott	Weissenborn
Daniel	Horne	Plante	Williams
Deeb	Johnson (29th)	Pope	Wilson
de la Parte	Johnson (34th)	Reuter	

Nays—1

Bishop

SB 532 was laid on the table.

SB 533 was taken up and on motion by Senator Myers—

HB 808—A bill to be entitled An act relating to civil procedure; amending §45.031, Florida Statutes, as amended by chapter 70-134, Laws of Florida; providing a judicial sales procedure; changing the time for sales, permitting the time to be enlarged by court order and eliminating a time for redemption in judgments and orders; requiring the forms prescribed by the statute to carry a court caption as provided in the rules of civil procedure; amending the method of assessing deficiency judgments; repealing §§702.02 and 702.021 and subsection (2) of §713.26, Florida Statutes, relating to foreclosure procedure; providing an effective date.

—a companion measure was substituted therefor. On motions by Senator Myers, by two-thirds vote, HB 808 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote was:

Yeas—42

Mr. President	Ducker	Karl	Saunders
Arnold	Fincher	Knopke	Saylor
Beaufort	Gong	Lane	Scarborough
Bell	Graham	Lewis (33rd)	Stolzenburg
Bishop	Gunter	Lewis (43rd)	Trask
Brantley	Haverfield	McClain	Ware
Broxson	Henderson	Myers	Weber
Childers	Hollahan	Ott	Weissenborn
Daniel	Horne	Plante	Williams
Deeb	Johnson (29th)	Poston	
de la Parte	Johnson (34th)	Reuter	

Nays—2

Pope Wilson

SB 533 was laid on the table.

SB 535 was taken up and on motion by Senator Myers—

HB 812—A bill to be entitled An act relating to tax executions; amending §212.15(3), Florida Statutes, to delete the requirement that clerks of the circuit court issue execution on tax warrants; authorizing the department of revenue to issue the execution; providing an effective date.

—a companion measure was substituted therefor. On motions by Senator Myers, by two-thirds vote, HB 812 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote was:

Yeas—43

Mr. President	Ducker	Karl	Reuter
Arnold	Fincher	Knopke	Saunders
Barron	Gong	Lane	Saylor
Beaufort	Graham	Lewis (33rd)	Scarborough
Bell	Gunter	Lewis (43rd)	Stolzenburg
Brantley	Haverfield	McClain	Trask
Broxson	Henderson	Myers	Weber
Childers	Hollahan	Ott	Weissenborn
Daniel	Horne	Plante	Williams
Deeb	Johnson (29th)	Pope	Wilson
de la Parte	Johnson (34th)	Poston	

Nays—2

Bishop Ware

SB 535 was laid on the table.

SB 537—A bill to be entitled An act relating to estates by survivorship; amending §689.15, Florida Statutes; providing that a joint tenancy with right of survivorship may be created; providing an alternative method of creating the estates; validating conveyances heretofore executed; providing an effective date.

Was read the second time by title. On motion by Senator Myers, by two-thirds vote SB 537 was read the third time by title, passed and certified to the House. The vote was:

Yeas—39

Mr. President	Ducker	Johnson (34th)	Poston
Arnold	Fincher	Karl	Reuter
Barron	Gong	Knopke	Saunders
Beaufort	Graham	Lane	Sayler
Bell	Gunter	Lewis (33rd)	Scarborough
Brantley	Haverfield	Lewis (43rd)	Stolzenburg
Broxson	Henderson	McClain	Trask
Childers	Hollahan	Myers	Weber
Deeb	Horne	Ott	Wilson
de la Parte	Johnson (29th)	Pope	

Nays—6

Bishop	Plante	Weissenborn
Daniel	Ware	Williams

SB 538 was taken up and on motion by Senator Myers—

HB 817—A bill to be entitled An act relating to conveyances by corporations; amending §692.01, Florida Statutes; providing that a corporate instrument executed in accordance with said section is binding on the corporation regardless of authorization by the board of directors, in the absence of fraud; providing an effective date.

—a companion measure was substituted therefor. On motions by Senator Myers, by two-thirds vote, HB 817 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote was:

Yeas—44

Mr. President	Ducker	Karl	Reuter
Arnold	Fincher	Knopke	Saunders
Barron	Gong	Lane	Sayler
Beaufort	Graham	Lewis (33rd)	Scarborough
Bell	Gunter	Lewis (43rd)	Stolzenburg
Brantley	Haverfield	McClain	Trask
Broxson	Henderson	Myers	Ware
Childers	Hollahan	Ott	Weber
Daniel	Horne	Plante	Weissenborn
Deeb	Johnson (29th)	Pope	Williams
de la Parte	Johnson (34th)	Poston	Wilson

Nays—1

Bishop

SB 538 was laid on the table.

Senator Horne presented to the membership character actor Chill Wills who addressed the Senate.

SB 540 was taken up and on motion by Senator Myers—

HB 819—A bill to be entitled An act relating to instruments by which title to real estate or any interest therein or lien thereon is conveyed, vested, encumbered, assigned or otherwise disposed of; amending §695.24, Florida Statutes; requiring the name and address of the natural person who prepared the instrument, or under whose supervision it was prepared, to appear on it; providing that an instrument recorded without such information shall be constructive notice; providing exceptions; validating instruments heretofore recorded; providing an effective date.

—a companion measure was substituted therefor. On motions by Senator Myers, by two-thirds vote, HB 819 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote was: Yeas—42 Nays—None

Mr. President	Bishop	Fincher	Henderson
Arnold	Brantley	Gong	Hollahan
Barron	Broxson	Graham	Horne
Beaufort	Childers	Gunter	Johnson (29th)
Bell	Daniel	Haverfield	Johnson (34th)

Karl	Myers
Knopke	Ott
Lane	Plante
Lewis (33rd)	Pope
Lewis (43rd)	Poston
McClain	Reuter

Saunders	Weber
Sayler	Weissenborn
Scarborough	Williams
Stolzenburg	Wilson
Trask	
Ware	

SB 540 was laid on the table.

SB 542—A bill to be entitled An act relating to probate law; adding subsection (4) to §731.35, Florida Statutes; providing a three (3) year limitation for claiming dower interest in realty conveyed by a husband before his death without relinquishment of dower; providing a saving clause; providing an effective date.

Was read the second time by title. On motion by Senator McClain, by two-thirds vote, SB 542 was read the third time by title.

Further consideration of SB 542 was deferred.

SB 543—A bill to be entitled An act relating to payment; creating §725.05, Florida Statutes; providing for satisfaction of a liquidated debt or obligation upon less than full payment; providing an effective date.

Was read the second time by title, temporarily deferred, and retained on second reading pursuant to the motion by Senator Hollahan.

SB 544—A bill to be entitled An act relating to conveyances between husband and wife, including interspousal transfers of homestead real estate; amending §689.11(1), Florida Statutes; providing for the creation of an estate by the entirety by interspousal transfer; providing an effective date.

Was read the second time by title. On motion by Senator McClain, by two-thirds vote SB 544 was read the third time by title.

Further consideration of SB 544 was deferred.

SB 545 was taken up and on motion by Senator McClain—

HB 826—A bill to be entitled An act relating to proceedings in courts that have been abolished; creating §26.56, Florida Statutes; providing residual jurisdiction in the circuit court if transfer of the proceeding in an abolished court is not otherwise provided for; providing for procedure in the circuit court; providing an effective date.

—a companion measure was substituted therefor. On motions by Senator McClain, by two-thirds vote, HB 826 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote was: Yeas—42 Nays—None

Mr. President	Deeb	Karl	Sayler
Arnold	Ducker	Knopke	Scarborough
Barron	Fincher	Lane	Stolzenburg
Barrow	Graham	Lewis (33rd)	Trask
Beaufort	Gunter	Lewis (43rd)	Ware
Bell	Haverfield	McClain	Weber
Bishop	Henderson	Myers	Weissenborn
Brantley	Hollahan	Ott	Williams
Broxson	Horne	Pope	Wilson
Childers	Johnson (29th)	Poston	
Daniel	Johnson (34th)	Saunders	

By unanimous consent Senator Reuter was recorded as voting yea.

SB 545 was laid on the table.

SB 546—A bill to be entitled An act relating to trust powers of corporations; amending §660.10(3), Florida Statutes; permitting corporations to receive devises of real property as trustees and to dispose of the property thus acquired; providing an effective date.

Was read the second time by title. On motion by Senator McClain, by two-thirds vote SB 546 was read the third time by title, passed and certified to the House. The vote was:

Yeas—41

Mr. President	Ducker	Karl	Saunders
Arnold	Fincher	Knopke	Sayler
Barron	Gong	Lane	Scarborough
Beaufort	Graham	Lewis (33rd)	Stolzenburg
Bell	Gunter	Lewis (43rd)	Trask
Bishop	Haverfield	McClain	Ware
Brantley	Henderson	Myers	Williams
Broxson	Hollahan	Ott	Wilson
Childers	Horne	Pope	
Daniel	Joanson (29th)	Poston	
Deeb	Johnson (34th)	Reuter	

Nays—1

Weissenborn

SB 547—A bill to be entitled An act relating to the removal of disabilities of minors; transferring and combining sections 743.02 and 743.03, Florida Statutes, with section 743.01, Florida Statutes, and amending section 743.01, Florida Statutes, changing the style of expression and deleting obsolete and unnecessary language; amending section 743.04, Florida Statutes, as amended by section 24, chapter 69-353, Laws of Florida, and section 743.05, Florida Statutes, as amended by chapter 69-105, Laws of Florida, changing the style of expression and deleting obsolete and unnecessary language; providing an effective date.

Was read the second time by title. On motion by Senator McClain, by two-thirds vote SB 547 was read the third time by title, passed and certified to the House. The vote was: Yeas—44 Nays—None

Mr. President	Deeb	Johnson (34th)	Reuter
Arnold	Ducker	Karl	Saunders
Barron	Fincher	Knopke	Sayler
Barrow	Gong	Lane	Scarborough
Beaufort	Graham	Lewis (33rd)	Stolzenburg
Bell	Gunter	Lewis (43rd)	Trask
Bishop	Haverfield	McClain	Ware
Brantley	Henderson	Myers	Weber
Broxson	Hollahan	Ott	Weissenborn
Childers	Horne	Pope	Williams
Daniel	Joanson (29th)	Poston	Wilson

SB 548 was taken up and on motion by Senator McClain—

HB 823—A bill to be entitled An act relating to partnerships; defining partnership property; describing how partnership property may be acquired and conveyed or encumbered; validating conveyances to a partnership in its name heretofore recorded; providing an effective date.

—a companion measure was substituted therefor. On motion by Senator McClain, by two-thirds vote, HB 823 was read the second time by title, temporarily deferred, and retained on second reading pursuant to the motion by Senator Hollahan.

SB 549 was taken up and on motion by Senator Myers—

HB 814—A bill to be entitled An act relating to limited partnerships; amending §620.03, Florida Statutes, as amended by chapter 70-301, Laws of Florida, and creating §620.081, Florida Statutes; defining partnership property; describing how partnership property may be acquired, encumbered and conveyed; providing an effective date.

—a companion measure was substituted therefor. On motions by Senator Myers, by two-thirds vote, HB 814 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote was:

Yeas—39

Mr. President	Bell	Ducker	Haverfield
Arnold	Brantley	Fincher	Henderson
Barron	Broxson	Gong	Hollahan
Barrow	Childers	Graham	Horne
Beaufort	de la Parte	Gunter	Joanson (29th)

Johnson (34th)	McClain
Knopke	Myers
Lane	Ott
Lewis (33rd)	Plante
Lewis (43rd)	Poston

Reuter	Ware
Saunders	Weber
Sayler	Weissenborn
Scarborough	Williams
Trask	

Nays—2

Bishop Wilson

By unanimous consent Senator Daniel was recorded as voting yea.

SB 549 was laid on the table.

SB 550—A bill to be entitled An act relating to vital statistics; amending §382.35(5), Florida Statutes; providing that copies of marriage, divorce or death records shall be furnished by the state registrar to all persons requesting them; providing an effective date.

Was read the second time by title.

On motion by Senator Lane the following amendment was adopted:

On page 1, strike all of lines 19 through 23 and insert: death, excluding that portion which contains the medical certification of cause of death, recorded under the provisions of this chapter to any person requesting it upon payment of the fee prescribed by this section. A certified copy of the medical certification of cause of death shall be furnished only to persons having a direct and tangible interest in the cause of death as provided by rules and regulation of the division of health.

Section 2. This act shall take effect July 1, 1971.

On motion by Senator McClain, by two-thirds vote, SB 550 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—39

Mr. President	de la Parte	Johnson (29th)	Reuter
Arnold	Ducker	Johnson (34th)	Saunders
Barron	Fincher	Karl	Sayler
Barrow	Gong	Knopke	Scarborough
Beaufort	Graham	Lane	Stolzenburg
Bell	Gunter	Lewis (33rd)	Ware
Bishop	Haverfield	Lewis (43rd)	Weber
Brantley	Henderson	McClain	Williams
Broxson	Hollahan	Myers	Wilson
Childers	Horne	Poston	

Nays—1

Trask

By unanimous consent Senator Daniel was recorded as voting yea.

SB 551 was taken up and on motion by Senator McClain—

HB 811—A bill to be entitled An act relating to the payment of intangible personal property tax on mortgages, deeds of trust or other liens; amending §199.141(3)(a), Florida Statutes, providing that failure to pay the tax or the correct amount of the tax before recording shall not prevent the instrument from being constructive notice as otherwise provided by law; providing an effective date.

—a companion measure was substituted therefor. On motions by Senator McClain, by two-thirds vote, HB 811 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

Mr. President	Bishop	Fincher	Hollahan
Arnold	Brantley	Gong	Horne
Barron	Childers	Graham	Johnson (29th)
Barrow	Daniel	Gunter	Johnson (34th)
Beaufort	de la Parte	Haverfield	Karl
Bell	Ducker	Henderson	Knopke

Lane	Plante	Sayler	Weber
Lewis (33rd)	Pope	Scarborough	Weissenborn
Lewis (43rd)	Poston	Stolzenburg	Williams
McClain	Reuter	Trask	Wilson
Myers	Saunders	Ware	

SB 551 was laid on the table.

SB 552—A bill to be entitled An act relating to the lien of final judgments and decrees on real estate; amending §55.10, Florida Statutes, and creating §55.101, Florida Statutes; providing the books in which certified copies of judgments and decrees are to be recorded to become liens on real estate; validating the liens of judgments and decrees of which certified copies have been recorded heretofore in the manner prescribed in this act; eliminating liens on real estate when judgments and decrees have been recorded otherwise than in judgment lien books and official records; repealing subsection 28.221(4), Florida Statutes, relating to records; providing an effective date.

Was read the second time by title. On motion by Senator Myers, by two-thirds vote SB 552 was read the third time by title, passed and certified to the House. The vote was: Yeas—42 Nays—None

Mr. President	Fincher	Knopke	Sayler
Arnold	Gong	Lane	Scarborough
Barron	Graham	Lewis (33rd)	Stolzenburg
Barrow	Gunter	Lewis (43rd)	Trask
Beaufort	Haverfield	McClain	Ware
Bell	Henderson	Myers	Weber
Bishop	Hollahan	Plante	Weissenborn
Brantley	Horne	Pope	Williams
Childers	Johnson (29th)	Poston	Wilson
Daniel	Johnson (34th)	Reuter	
Ducker	Karl	Saunders	

SB 553—A bill to be entitled An act relating to conveyances of homestead; providing for the execution of a deed or mortgage of homestead realty by virtue of a power of attorney; providing an effective date.

Was read the second time by title. On motion by Senator Myers, by two-thirds vote SB 553 was read the third time by title, passed and certified to the House. The vote was: Yeas—41 Nays—None

Mr. President	Fincher	Lane	Scarborough
Arnold	Gong	Lewis (33rd)	Stolzenburg
Barron	Graham	Lewis (43rd)	Trask
Barrow	Gunter	McClain	Ware
Beaufort	Haverfield	Myers	Weber
Bell	Henderson	Plante	Weissenborn
Bishop	Hollahan	Pope	Williams
Brantley	Horne	Poston	Wilson
Childers	Johnson (34th)	Reuter	
Daniel	Karl	Saunders	
Ducker	Knopke	Sayler	

By unanimous consent Senator Johnson (29th) was recorded as voting yea.

SB 556—A bill to be entitled An act relating to alimony and child support payments; adding subsection (4) to §61.14, Florida Statutes; providing that the court may modify alimony or child support payments retroactively under certain circumstances; providing an effective date.

Was read the second time by title, temporarily deferred, and retained on second reading pursuant to the motion by Senator Hollahan.

SB 418—A bill to be entitled An act relating to citrus; amending section 601.10(6), Florida Statutes, by authorizing the executive director to execute contracts and agreements which have been approved by the Florida citrus commission; providing for an effective date.

Was read the second time by title.

The Committee on Governmental Efficiency offered the following amendment which was adopted on motion by Senator Daniel:

In Section 1, line 27, page 1, following the word "agreements" insert: previously

On motion by Senator Bishop, by two-thirds vote, SB 418 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—38 Nays—None

Mr. President	de la Parte	Johnson (34th)	Saunders
Arnold	Ducker	Knopke	Stolzenburg
Barron	Gong	Lane	Trask
Barrow	Graham	Lewis (33rd)	Ware
Beaufort	Gunter	Lewis (43rd)	Weber
Bell	Haverfield	McClain	Weissenborn
Bishop	Henderson	Myers	Williams
Brantley	Hollahan	Plante	Wilson
Childers	Horne	Poston	
Daniel	Johnson (29th)	Reuter	

SB 442—A bill to be entitled An act relating to fire fighters standards council; creating section 163.521, Florida Statutes, to provide for a fire fighters minimum foundation program study; providing an effective date.

Was read the second time by title. On motion by Senator Ho'llahan, by two-thirds vote SB 442 was read the third time by title, passed and certified to the House. The vote was:

Yeas—37

Mr. President	Ducker	Johnson (34th)	Stolzenburg
Arnold	Fincher	Knopke	Trask
Barron	Gong	Lewis (33rd)	Ware
Beaufort	Graham	Myers	Weber
Bell	Gunter	Plante	Weissenborn
Bishop	Haverfield	Poston	Williams
Brantley	Henderson	Reuter	Wilson
Childers	Hollahan	Saunders	
Daniel	Horne	Sayler	
de la Parte	Johnson (29th)	Scarborough	

Nays—1

Lane

By unanimous consent Senator McClain was recorded as voting yea.

SB 445—A bill to be entitled An act relating to delivery of state warrants by the comptroller; amending section 17.03, Florida Statutes, to place responsibility for delivery of state warrants, after warrants have been countersigned by the governor, with the comptroller; providing an effective date.

Was read the second time by title. On motion by Senator Hollahan, by two-thirds vote SB 445 was read the third time by title, passed and certified to the House. The vote was: Yeas—41 Nays—None

Mr. President	de la Parte	Knopke	Scarborough
Arnold	Ducker	Lane	Stolzenburg
Barron	Gong	Lewis (33rd)	Trask
Barrow	Graham	McClain	Ware
Beaufort	Gunter	Myers	Weber
Bell	Haverfield	Plante	Weissenborn
Bishop	Henderson	Pope	Williams
Brantley	Hollahan	Poston	Wilson
Childers	Horne	Reuter	
Daniel	Johnson (29th)	Saunders	
Deeb	Johnson (34th)	Sayler	

By unanimous consent Senator Lewis (43rd) was recorded as voting yea.

SB 440—A bill to be entitled An act relating to public printing and stationery; amending subsection (1) of section 283.10, Florida statutes; providing for competitive bids on all purchases in excess of five hundred dollars; providing an effective date.

Was read the second time by title. On motion by Senator Horne, by two-thirds vote SB 440 was read the third time by

title, passed and certified to the House. The vote was: Yeas—40
Nays—None

Mr. President	Deeb	Johnson (29th)	Reuter
Arnold	Ducker	Johnson (34th)	Saunders
Barron	Fincher	Knopke	Scarborough
Barrow	Gong	Lane	Stolzenburg
Beaufort	Graham	Lewis (33rd)	Trask
Bell	Gunter	Lewis (43rd)	Ware
Bishop	Haverfield	McClain	Weber
Brantley	Henderson	Myers	Weissenborn
Childers	Hollahan	Plante	Williams
Daniel	Horne	Poston	Wilson

SB 389—A bill to be entitled An act relating to drivers' licenses amending section 322.27(1)(c), Florida Statutes, by adding incapacity as grounds for suspension; providing an effective date.

Was read the second time by title, temporarily deferred, and retained on second reading pursuant to the motion by Senator Hollahan.

SB 393—A bill to be entitled An act relating to duplicate certificates; amending section 322.17, Florida Statutes, providing for the satisfactory proof to the department in order to acquire a duplicate license certificate; providing an effective date.

Was read the second time by title.

The Committee on Transportation offered the following amendment which was adopted on motion by Senator Poston:

In title, page 1, line 8, following "duplicate license certificate;" insert : increasing fee to one dollar (\$1.00);

The Committee on Transportation offered the following amendment which was moved by Senator Poston:

On page 1, line 17, section 1, strike "(upon payment of twenty-five cents)" and insert: (upon payment of one dollar (\$1.00))

Further consideration of SB 393, with pending amendment, was deferred.

Senator Myers presiding.

SB 394—A bill to be entitled An act relating to motor vehicle title certificates; creating section 319.231, Florida Statutes, to require notification of change of address, residence or name; providing an effective date.

Was read the second time by title.

The Committee on Transportation offered the following amendment which was adopted on motion by Senator Poston:

In Section 1, line 20, page 1, strike entire line and insert: or otherwise, such person shall within thirty (30) days

SB 394 as amended was temporarily deferred, and retained on second reading pursuant to the motion by Senator Hollahan.

The President presiding.

On motion by Senator Hollahan, the Senate recessed at 11:40 a.m.

The Senate was called to order by the President at 12:10 p.m. A quorum present.

On motion by Senator Hollahan, the rules were waived and the Senate reverted to—

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Jerry Thomas
President of the Senate

April 21, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has adopted SCR 15, SCR 248, SCR 762.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The resolutions, contained in the above message, were ordered enrolled.

The Honorable Jerry Thomas
President of the Senate

April 22, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed as amended, by the required Constitutional three-fourths vote of the membership of the House—

By the Committee on Finance & Taxation—

HB 1257—A bill to be entitled An act relating to a special election to be held on July 6, 1971, pursuant to Section 5 of Article XI of the State Constitution for the approval or rejection by the electors of Florida of a joint resolution limiting the prohibition against estate, inheritance and income taxes to natural persons only; providing for publication of notice and procedures; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 1257, contained in the above message, was read the first time by title and referred to the Committee on Rules, Calendar, Privileged Business and Ethics.

The Senate resumed—

SPECIAL ORDER

SB 396—A bill to be entitled An act relating to vocational rehabilitation; amending section 413.012(2), Florida Statutes, providing that the furnishing of names and addresses of blind persons to the division of driver licenses is not a violation of this section; providing an effective date.

Was read the second time by title. On motion by Senator Poston, by two-thirds vote SB 396 was read the third time by title, passed and certified to the House. The vote was:

Yeas—38

Mr. President	de la Parte	Johnson (34th)	Poston
Arnold	Fincher	Karl	Saunders
Barrow	Gong	Knopke	Sayler
Beaufort	Graham	Lane	Scarborough
Bell	Gunter	Lewis (33rd)	Stolzenburg
Bishop	Haverfield	Lewis (43rd)	Trask
Broxson	Henderson	McClain	Ware
Childers	Hollahan	Myers	Williams
Daniel	Horne	Ott	
Deeb	Johnson (29th)	Plante	

Nays—3

Barron Brantley Weissenborn

By unanimous consent Senators Boyd and Reuter were recorded as voting yea.

SB 625—A bill to be entitled An act relating to limitation of actions; amending section 95.11 (6), Florida Statutes, to provide that actions to recover damages for injuries to the person arising out of any medical, dental or surgical treatment or operation must be brought within two (2) years; providing an effective date.

Was read the second time by title, temporarily deferred, and retained on second reading pursuant to the motion by Senator Hollahan.

CS for HB's 177 and 248—A bill to be entitled An act relating to animal exhibitions; amending §548.01, repealing §548.031, adding §828.121 and repealing subsection 828.12(2), all Florida Statutes, to remove references to animal exhibitions from chapter 548, to remove the exception which permits certain animal exhibitions including bloodless bullfighting under chapter 828, and to provide that the conduct of a simulated bullfighting exhibition is a prohibited act; providing an effective date.

Was read the second time by title. On motion by Senator Bell, by two-thirds vote CS for HB's 177 and 248 was read the third time by title, passed and certified to the House. The vote was:

Yeas—41

Mr. President	Deeb	Johnson (29th)	Saunders
Arnold	de la Parte	Johnson (34th)	Sayler
Barron	Ducker	Karl	Scarborough
Barrow	Fincher	Knopke	Trask
Beaufort	Gong	Lewis (33rd)	Ware
Bishop	Graham	Lewis (43rd)	Weber
Boyd	Gunter	McClain	Weissenborn
Brantley	Haverfield	Myers	Williams
Broxson	Henderson	Ott	
Childers	Hollahan	Plante	
Daniel	Horne	Poston	

Nays—2

Lane Wilson

By unanimous consent Senators Reuter and Pope were recorded as voting yea.

HB 493—A bill to be entitled An act relating to agricultural and vegetable seed; amending subsection (1) of section 578.27, Florida Statutes, to provide alternate members to arbitration council; providing effective date.

Was read the second time by title. On motion by Senator Bishop, by two-thirds vote HB 493 was read the third time by title, passed and certified to the House. The vote was:

Yeas—42

Mr. President	de la Parte	Karl	Sayler
Arnold	Fincher	Knopke	Scarborough
Barron	Gong	Lane	Stolzenburg
Barrow	Graham	Lewis (33rd)	Trask
Beaufort	Gunter	Lewis (43rd)	Ware
Bell	Haverfield	McClain	Weber
Bishop	Henderson	Myers	Weissenborn
Boyd	Hollahan	Ott	Williams
Brantley	Horne	Plante	Wilson
Childers	Johnson (29th)	Poston	
Daniel	Johnson (34th)	Saunders	

Nays—1

Ducker

By unanimous consent Senators Pope and Reuter were recorded as voting yea.

HB 494—A bill to be entitled An act relating to agricultural and livestock fairs; amending section 616.21 (2), Florida Statutes, redesignating members of the agricultural and livestock fair council; providing an effective date.

Was read the second time by title. On motion by Senator Bishop, by two-thirds vote, HB 494 was read the third time by title, passed and certified to the House. The vote was: Yeas—44 Nays—None

Mr. President	de la Parte	Johnson (34th)	Poston
Arnold	Ducker	Karl	Saunders
Barron	Fincher	Knopke	Sayler
Barrow	Gong	Lane	Scarborough
Beaufort	Graham	Lewis (33rd)	Stolzenburg
Bell	Gunter	Lewis (43rd)	Trask
Boyd	Haverfield	McClain	Ware
Brantley	Henderson	Myers	Weber
Childers	Hollahan	Ott	Weissenborn
Daniel	Horne	Plante	Williams
Deeb	Johnson (29th)	Pope	Wilson

By unanimous consent Senator Reuter was recorded as voting yea.

HB 607—A bill to be entitled An act relating to eggs; creating §583.022, Florida Statutes, making it unlawful for producers or dealers to hold or store eggs above a certain temperature; providing an effective date.

Was read the second time by title. On motion by Senator Bishop, by two-thirds vote HB 607 was read the third time by title, passed and certified to the House. The vote was:

Yeas—39

Mr. President	Ducker	Johnson (34th)	Saunders
Arnold	Fincher	Karl	Sayler
Barron	Gong	Knopke	Stolzenburg
Bell	Graham	Lewis (33rd)	Trask
Bishop	Gunter	Lewis (43rd)	Ware
Boyd	Haverfield	McClain	Weber
Childers	Henderson	Myers	Weissenborn
Daniel	Hollahan	Ott	Williams
Deeb	Horne	Pope	Wilson
de la Parte	Johnson (29th)	Poston	

Nays—4

Brantley Lane Plante Scarborough

By unanimous consent Senator Reuter was recorded as voting yea.

SB 544—A bill to be entitled An act relating to conveyances between husband and wife, including interspousal transfers of homestead real estate; amending §689.11(1), Florida Statutes; providing for the creation of an estate by the entirety by interspousal transfer; providing an effective date.

Was taken up pending roll call, passed and certified to the House. The vote was: Yeas—42 Nays—None

Mr. President	Ducker	Karl	Sayler
Arnold	Fincher	Knopke	Scarborough
Barron	Gong	Lane	Stolzenburg
Beaufort	Graham	Lewis (33rd)	Trask
Bell	Gunter	Lewis (43rd)	Ware
Bishop	Haverfield	McClain	Weber
Boyd	Henderson	Myers	Weissenborn
Childers	Hollahan	Plante	Williams
Daniel	Horne	Pope	Wilson
Deeb	Johnson (29th)	Poston	
de la Parte	Johnson (34th)	Saunders	

Consideration of—

SB 393—A bill to be entitled An act relating to duplicate certificates; amending section 322.17, Florida Statutes, providing for the satisfactory proof to the department in order to acquire a duplicate license certificate; providing an effective date.

—was resumed, together with the following pending amendment by the Committee on Transportation, which was adopted:

On page 1, line 17, section 1, strike "(upon payment of twenty-five cents)" and insert: (upon payment of one dollar (\$1.00))

The Committee on Transportation offered the following amendment which was adopted on motion by Senator Poston:

On page 1, line 21, section 1, following "section 232.03," insert the following: and/or

Further consideration of SB 393 as amended was temporarily deferred, and the bill retained on second reading pursuant to the motion by Senator Hollahan.

On motion by Senator Hollahan, the rules were waived and all bills passed this day, unless otherwise directed, were ordered immediately certified to the House.

Senator Hollahan announced a meeting of the Committee on Rules, Calendar, Privileged Business and Ethics at 4:00 p.m. in Room 31 this day.

CO-INTRODUCERS

By permission Senators Poston and Deeb were recorded as co-introducers of SB 825.

By permission Senator Sayler was recorded as a co-introducer of Senate Bills 703, 704, 705, 706 and 707.

Senator Hollahan moved that when the Senate adjourns it adjourn to reconvene at 10:00 a.m., Monday, April 26.

Senator Broxson moved as a substitute motion that the Senate do now adjourn. The substitute motion was adopted and the Senate adjourned at 12:38 p.m., to reconvene at 8:30 a.m., April 23.